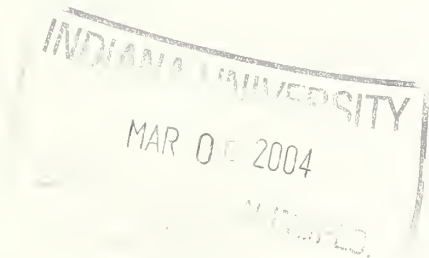




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JOURNAL OF PROCEEDINGS

OF THE

City-County Council

OF

INDIANAPOLIS-MARION COUNTY

State of Indiana

FROM

January 1, 2003 to December 31, 2003

Printed and Published Under the Authority of the
City-County Council of Indianapolis-Marion County

**CITY-COUNTY OFFICIALS
AND
EXECUTIVE PERSONNEL**

As of December 31, 2003

Mayor Bart Peterson

CITY-COUNTY COUNCIL OFFICERS

President..... Philip C. Borst
Vice President Beulah Coughenour
Majority Leader Curtis Coonrod
Minority Leader..... Rozelle Boyd
Clerk of the Council Suellen Hart

CITY-COUNTY COUNCIL MEMBERS

First District..... Bill Soards
Second District Sean Frick
Third District Scott Schneider
Fourth District William A. Dowden
Fifth District Curtis Coonrod
Sixth District Elwood C. Black
Seventh District James Bradford
Eighth District John Bainbridge
Ninth District. . . Monroe Gray, Jr.
Tenth District..... William Douglas
Eleventh District..... Rozelle Boyd
Twelfth District Jody Tilford
Thirteenth District Lance Langsford
Fourteenth District..... Steve Talley
Fifteenth District Mary B. Moriarty Adams
Sixteenth District..... Maggie M. Brents
Seventeenth District Harvey Knox
Eighteenth District..... Lynn McWhirter
Nineteenth District Bob Cockrum
Twentieth District..... Robert Massie
Twenty-first District Frank T. Short
Twenty-second District Jackie Nytes
Twenty-third District..... David Smith
Twenty-fourth District..... Beulah A. Coughenour
Twenty-fifth District..... Philip Borst
At Large..... Lonnell Conley
At Large..... Ron Gibson
At Large..... Karen Horseman
At Large..... Joanne Sanders

COMMITTEES OF THE CITY-COUNTY COUNCIL

Committee on Committees

Philip C. Borst, Chairman
Rozelle Boyd
Curtis Coonrod

Administration and Finance

Lynn McWhirter, Chairman
Bob Cockrum
Sean Frick
Lance Langsford
Jackie Nytes
Joanne Sanders
Steve Talley
Jody Tilford

Community Affairs

James Bradford, Chairman
John Bainbridge
Elwood Black
Maggie Brents
Lonnell Conley
Sean Frick
Ron Gibson
Bill Soards

Metropolitan Development

Lance Langsford, Chairman
John Bainbridge
Elwood Black
James Bradford
Beulah Coughenour
Karen Horseman
Jackie Nytes
Scott Schneider
David Smith

Municipal Corporations

Bill Soards, Chairman
John Bainbridge
James Bradford
Bob Cockrum
Ron Gibson
Karen Horseman
Lance Langsford
Joanne Sanders
Frank Short

Parks and Recreation

Bob Cockrum, Chairman
Maggie Brents
William Douglas
Sean Frick
Monroe Gray, Jr.
Harvey Knox
Robert Massie
Bill Soards
Jody Tilford

Public Safety & Criminal Justice

William Dowden, Chairman
Curt Coonrod
William Douglas
Sean Frick
Lynn McWhirter
Mary Moriarty Adams
Scott Schneider
David Smith
Steve Talley

Public Works

John Bainbridge, Chairman
Lonnell Conley
Beulah Coughenour
Monroe Gray, Jr.
Harvey Knox
Lance Langsford
Lynn McWhirter
Mary Moriarty Adams
David Smith

Rules and Public Policy

Robert Massie, Chairman
Philip Borst
Rozelle Boyd
Curtis Coonrod
Beulah Coughenour
William Dowden
Karen Horseman
Frank Short

CALENDAR OF SESSIONS OF THE CITY-COUNTY COUNCIL

January 13, 2003
February 03, 2003
February 24, 2003
March 17, 2003
April 14, 2003
April 28, 2003

May 12, 2003
June 02, 2003
June 23, 2003
July 21, 2003
August 04, 2003
August 25, 2003

September 15, 2003
October 06, 2003
October 27, 2003
November 17, 2003
December 08, 2003

CITY OFFICIALS

Deputy Mayor	Michael O'Connor
Deputy Mayor	Jane Henegar
Deputy Mayor	Carolyn Coleman
Office of Controller	Robert Clifford
Purchasing Division	Deborah Green
Office of Corporation Counsel	A. Scott Chinn
Office of Youth and Family Services	Dr. James T. Beasley, Jr.
Cable Communications Agency	Rick Maultra
Internal Audit	Michael Humphreys
Department of Administration	Brenda Burke
Department of Metropolitan Development	Maury Plambeck
Department of Parks and Recreation	Joseph Wynns
Department of Public Works	Barbara Lawrence
Department of Public Safety	Robert Turner

MARION COUNTY OFFICIALS

Clerk of the Circuit Court	Sarah Taylor
Community Corrections	Brian Barton
Cooperative Extension Service	Maryann Dickason
Court Administrator Agency	Mark Renner
County Assessor	Joan Romeril
County Auditor	Marty Womacks
County Commissioner	Joan Romeril
County Commissioner	Marty Womacks
County Commissioner	Gregory Jordan
County Coroner	John McGoff, M.D.
County Election Board	Doris Anne Sadler
County Prosecutor	Carl Brizzi
County Recorder	Wanda Martin
County Surveyor	Jack A. Irwin
County Treasurer	Gregory Jordan
County Sheriff	Frank Anderson
Forensic Services Agency	James Hamby
Information Technology	Michael Hiline
Marion County Children's Guardian Home	Rose Butler
Marion County Justice Agency	Melinda Haag
Marion County Public Defender Agency	David Cook
Voters Registration	Sherry Beck, Cathline Mullin

TOWNSHIP ASSESSORS

Center Township Assessor	James P. Maley, Jr.
Decatur Township Assessor	Charles L. Coleman
Franklin Township Assessor	Becky Williams
Lawrence Township Assessor	Paul Ricketts
Perry Township Assessor	Kathy Price
Pike Township Assessor	Barbara Hurst
Warren Township Assessor	Bill Birkle
Washington Township Assessor	Joline Ohmart
Wayne Township Assessor	Charles R. Spears

COURTS

Marion County Circuit Court	Ted Sosin
Marion County Drug Court	Bill Young
Superior Court, Criminal, 1	Tanya Walton-Pratt
Superior Court, Criminal, 2	Bob Altice
Superior Court, Criminal, 3	Cale Bradford
Superior Court, Criminal, 4	Patricia J. Gifford
Superior Court, Criminal, 5	Grant Hawkins
Superior Court, Criminal, 6	Jane Magnus-Stinson
Superior Court, Criminal, 7	William Nelson
Superior Court, Criminal, 8	Barbara Collins
Superior Court, Criminal, 9	Mark Stoner
Superior Court, Criminal, 10	Linda E. Brown
Superior Court, Criminal, 14	David Shaheed
Superior Court, Criminal, 15	Evan Goodman
Superior Court, Criminal, 16	Clark Rogers
Superior Court, Criminal, 17	Sheila Carlisle
Superior Court, Criminal, 18	Reuben Hill
Superior Court, Criminal, 19	Becky Pierson Treacy
Superior Court, Criminal Probation	Robert Bingham
Superior Court, Juvenile Division	James W. Payne
Superior Court, Probate Division	Charles J. Deiter
Superior Court, Civil, 1	Steve Frank
Superior Court, Civil, 2	Kenneth H. Johnson
Superior Court, Civil, 3	Patrick L. McCarty
Superior Court, Civil, 4	Cynthia J. Ayers
Superior Court, Civil, 5	Gary Miller
Superior Court, Civil, 6	Thomas Carroll
Superior Court, Civil, 7	Gerald S. Zore
Superior Court, Civil, 10	David Dreyer
Superior Court, Civil, 11	John Hanley
Superior Court, Civil, 12	Robyn Moberly
Superior Court, Civil, 13	S.K. Reid

MEMBERS OF OFFICIAL BOARDS

City-County Administrative Board

Brenda Burke, Chairman
Marty Womacks
Kathy Davis
Paul Ricketts
Sue Beesley

License Review Board

William Klepper
Michael House
Belinda Brown

Metropolitan Development Commission

Randolph Snyder, President
Lee Marble
Brian Murphy
James J. Curtis, Sr.
Eugene Hendricks
Edward Treacy
Robert Smith
Harold Anderson
Sylvia Trotter

Board of Zoning Appeals, Division I

Alan Retherford, Chairman
Susan Fuldauer
Joe Giacoletti
Alene Crenshaw
Joanna Walker

Board of Zoning Appeals, Division II

Marci A. Reddick, Chairman
Charles Hensel
Sarah Riordan
Mac J. Martin
Steven Badger

Board of Zoning Appeals, Division III

Michael Engel, Chairman
Vop Osili
Anne-Marie Predovich
Ramesh Kumar
Darrell Bakken

Indianapolis Historic Preservation Commission

James T. Kienle, President
William A. Browne, Jr.
Susan Williams
George W. Geib
Steven Tuchman
Betty Cockrum
Wayne Patrick
Betty Landis
Alan Lobley

Air Pollution Control Board

Robert S. Daly, Chairman
William W. Brown
R. Bruce Wallace
Charles Fraley
Dennis Achgill
Roland T. Salman
Thomas A. Barnard
Thomas Rarick

Public Works Board

Barbara Lawrence, Chairman
Tony Buford
Kenneth Hughes
Kipper V. Tew
Arno W. Haupt
Roger Brown
Joyce A. Black

Police Merit Board

Michael Nolin, President
Cordelia Burks
Debbie Barnett
Michael E. Morken
Dr. David Brokaw
Jerry Barker
Mary Maxwell

Fire Merit Board

Patricia L. Chastain, President
Kevin Murray
Louis Dezelan
Meg Babcock
George Edwards
Joe Lucas
Steve Reckley

Board of Public Safety

Robert Turner, President
Ken Giffin
George Taylor
Bill Schneider
Catherine Ross

Board of Parks and Recreation

Joseph Wynns, Chairman
Diana Wilson Hall
Dale Thornberry
Jackie Greenwood
Bill Stinson

History of the Common Council of the City of Indianapolis

Indianapolis was established as a town in 1821. It was at this time that a commission, appointed by the legislature, selected this location as a site for a seat of government of the State of Indiana.

The town of Indianapolis conducted its affairs pursuant to the general laws of the state until 1832. In this year the town was incorporated and was governed by a board of five trustees.

In 1838, pursuant to a special act of the legislature, Indianapolis was reincorporated and placed in the hands of its first town council composed of a president and six members.

The Common Council continued in a large measure to control the affairs of Indianapolis as a town and as a city under various so-called charters or grants of the legislature until 1891.

Under a special act of the legislature of 1891 for the city of Indianapolis, a somewhat different form of government was established. While the council continued to exercise broad control over the city's affairs, various executive departments of the city were provided such as Public Works, Public Safety, Public Parks and Public Health, and were conducted by boards appointed by the mayor. These boards were granted specific powers and duties concerning the city's business previously exercised by the council through committees subject, however, in some cases to approval of the council in all matters of expenditure of money and appropriation of funds by the council.

For some time prior to 1891 the city of Indianapolis was divided into 25 wards represented by 25 ward councilmen. Their term of office was two years and they were eligible for re-election. At this time there was also a separate body operating in conjunction with the council called the Board of Aldermen, composed of ten aldermen representing five aldermanic districts, two being elected from each district.

Under the 1891 act, the Board of Aldermen was abolished and a common council of 21 members was established. Fifteen members were elected to represent 15 wards and six members were elected to represent the city at large.

This form of council continued to exist in Indianapolis under the general cities and towns act of 1905. The act of 1905, while often referred to as the Indianapolis Charter, is very largely a re-enactment of the 1891 Indianapolis Charter, modified to make the Indianapolis system applicable to all classes of cities of the state. The 1905 law increased the term of mayor and councilman to four years and prohibited re-election.

In 1909 a novel councilmanic law for Indianapolis alone was passed by the legislature. That law limited the number of councilmen to nine. The law provided for the nomination of six candidates by each party, one from each of six councilmanic districts. In the election all of the voters of the city could vote for any nine candidates and the nine receiving the highest number of votes were elected. This law insured a minority representation in the council of at least three members. In 1949 the legislature amended the statutes to permit councilmen to succeed themselves.

History of the City-County Council of the City of Indianapolis

In 1969 the legislature enacted a law, popularly known as the "Unigov Act," which consolidated the city and county into one governmental unit. The act further provided for the creation of an interim City-County Council which served as the legislative body for the city and county until the new twenty-nine member council was elected in November 1971 and took office in January of 1972.

The council is composed of twenty-five members elected from single member districts and four members elected to at-large by voters of the entire county.

Unified Government of Indianapolis-Marion County is an attempt to make metropolitan government simpler, more functional and more responsive to citizens' needs. Under the new structure, six major departments replaced the more than sixty which were in existence previously.

EXECUTIVE HEADS OF THE CITY OF INDIANAPOLIS UNDER VARIOUS FORMS OF ORGANIZATION

PRESIDENTS OF BOARDS OF TRUSTEES

Henderson, Samuel.....	October 12, 1832 to September 30, 1833
Edgar, James (resigned as Trustee).....	September 30 to December 9, 1833
Blythe, Benjamin I.	March 7, 1834 to February 14, 1835
Morrison, Alexander F.	February 14 to October 2, 1835
Palmer, Nathan B.	October 2, 1835 to April 13, 1836
Lockerbie, George.....	April 13, 1836 to April 4, 1837
Soule, Joshua.....	April 3, 1837 to April 2, 1838

PRESIDENTS OF TOWN COUNCIL

Morrison, James.....	1838 to 1839
Palmer, Nathan B.	1839 to 1840
Coburn, Henry P.....	1840 to 1841
Sullivan, William (resigned November 12, 1841).....	1841
Culley, David V.....	1841 to 1844; 1850 to 1853
Wilson, Lazarus B.	1844 to 1845
Levy, Joseph A.	1845 to 1847
Rooker, Samuel S. (resigned November 1, 1847).....	1847
Cady, Charles W.....	1847 to 1848

MAYORS

Henderson, Samuel.....	1847 to 1849
Newcomb, Horatio C. (resigned November 7, 1851).....	1849 to 1851
Scudder, Caleb.....	1851 to 1854
McCready, James.....	1854 to 1856
West, Henry F. (died November 8, 1856).....	1856
Coulon, Charles (to fill vacancy until November 22, 1856).....	1856
Wallace, William John (resigned May 3, 1858).....	1856 to 1858
Maxwell, Samuel D.....	1858 to 1863
Caven, John.....	1863 to 1867; 1875 to 1881
Macauley, Daniel.....	1867 to 1873
Mitchell, James L.	1873 to 1875
Grubbs, Daniel W.....	1881 to 1884
McMaster, John L.....	1884 to 1886
Denny, Caleb S.....	1886 to 1890
Sullivan, Thomas L.	January 1, 1890 to October 12, 1893
Denny, Caleb S.....	October 12, 1893 to 1895
Taggart, Thomas.....	October 10, 1895 to 1901
Bookwalter, Charles A.	October 10, 1901 to 1903
Holtzman, John W.....	October 15, 1903 to 1905
Bookwalter, Charles A.	1905 to 1909
Shank, Samuel Lewis (resigned November 28, 1913).....	1910 to 1913
Wallace, Harry R.	1913
Bell, Joseph E.	1914 to 1917
Jewett, Charles W.....	1918 to 1921
Shank, Samuel Lewis.....	1922 to 1925
Duvall, John L. (disqualified September 22, 1927).....	1926 to 1927
Slack, L. Ert.....	1927 to 1929
Sullivan, Reginald H.	1930 to 1934
Kern, John W. (resigned September 2, 1937).....	1935 to 1937

Boetcher, Walter C.	1937 to 1938
Sullivan Reginald H.	1939 to 1942
Tyndall, Robert H. (died July 9, 1947)	1943 to 1947
Denny, George L.	1947
Feeney, Al G. (died November 12, 1950)	1948 to 1950
Bayt, Phillip L. (resigned November 24, 1951).....	1950 to 1951
Emhardt, Christian J.	1951
Clark, Alex M.	1952 to 1956
Bayt, Phillip L. (resigned December 31, 1958).....	1956 to 1958
Boswell, Charles H. (resigned August 6, 1962)	1959 to 1962
Losche, Albert H.	1962 to 1963
Barton, John J.	1964 to 1968
Lugar, Richard G.	1968 to 1975
Hudnut, William H. III	1976 to 1991
Goldsmith, Stephen	1992 to 1999
Peterson, Bart	2000 to present

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**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, JANUARY 13, 2003**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:09 p.m. on Monday, January 13, 2003, with President Borst presiding.

Councillor Massie led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

29 PRESENT: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford
0 ABSENT:

A quorum of twenty-nine members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Bradford recognized Ray Cox, president of the Indiana Package Store Association.

**ORGANIZATION OF COUNCIL
Selection of Temporary Presiding Officer**

President Borst asked for consent to appoint Robert G. Elrod, Parliamentarian, as the temporary chairman of the meeting. Consent was given. The President passed the gavel to Mr. Elrod.

Election of Officers

Mr. Elrod opened the floor for nominations for President of the Council. Councillor Talley nominated Councillor Borst for President. Councillor Boyd seconded the nomination. Councillor Massie moved, seconded by Councillor Cockrum, to close nominations. Nominations were closed on the following roll call vote, thereby electing Councillor Borst as Council President:

26 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gray, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Schneider, Short, Smith, Soards, Talley, Tilford
3 NAYS: Gibson, Horseman, Sanders

President Borst said that it is his pleasure to serve the members of this Council, and he thanked them for their confidence.

Mr. Elrod opened the floor for nominations for Vice President of the Council. Councillor Massie nominated Councillor Coughenour for Vice President. Councillor Moriarty Adams seconded the nomination. Councillor Cockrum moved, seconded by Councillor Talley, to close nominations. Nominations were closed by a voice vote, thereby electing Councillor Coughenour as Council Vice President.

Councillor Coughenour thanked the Council for their support and said that she is looking forward to serving in this capacity.

Mr. Elrod opened the floor for nominations for Clerk of the Council. Councillor Black nominated Suellen Hart for Clerk of the Council and stated that Ms. Hart is one of the most effective, qualified individuals ever to hold this position, and he commended her for her leadership of the Council staff. Councillor Moriarty Adams seconded the nomination. Councillor Cockrum moved, seconded by Councillor Massie, to close nominations. Nominations were closed by a unanimous voice vote, thereby electing Suellen Hart as Clerk of the Council.

Ms. Hart thanked the Council for their support, and stated that her job is made easier by having such an efficient staff.

Councillor Sanders stated that she is proud to see Councillor Coughenour in a position traditionally held by men and is glad to see such progression in this body. She said that her negative votes simply indicate her frustration at not having more candidates to choose from.

Certification of Caucus Leaders

Mr. Elrod stated that he has certifications that Councillor Coughenour has been selected as leader of the Republican Caucus, and Councillor Boyd has been selected as leader of the Democratic Caucus.

Mr. Elrod returned the gavel to President Borst.

Reappointment of Senior Staff

Councillor Massie reported that the Rules and Public Policy Committee reviewed reappointment of senior staff members on November 25, 2002, and recommends such reappointment. The following senior staff members were reappointed by a unanimous voice vote: Robert G. Elrod as

January 13, 2003

General Counsel, Max L. Moser as Research Director, and Assistant Clerks Ava Earles and Peggy Stawick.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA

Ladies And Gentlemen :

You are hereby notified the REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, January 13, 2003, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Philip C. Borst
President, City-County Council

December 17, 2002

TO PRESIDENT BORST AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the *Court & Commercial Record* and in the *Indianapolis Star* on Friday, December 20, 2002, a copy of a Notice of Public Hearing on Proposal No. 633, 2002, said hearing to be held on Monday, January 13, 2003, at 7:00 p.m. in the City-County Building.

Respectfully,
s/Suellen Hart
Clerk of the City-County Council

December 24, 2002

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have approved with my signature and delivered this day to the Clerk of the City-County Council, Suellen Hart, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 150, 2002 - approves an increase of \$15,000 in the 2002 Budgets of the County Auditor and the Marion County Justice Agency (State and Federal Grants Fund) to provide support for criminal history integration with statewide data, funded by a grant from the Indiana Criminal Justice Institute

FISCAL ORDINANCE NO. 151, 2002 - approves a transfer of \$30,000 in the 2002 Budget of the Department of Parks and Recreation (Federal Non-lapsing Grants Fund) to continue the after-school programs at Forest Manor School and School 108 for the 2002-2003 school year

FISCAL ORDINANCE NO. 153, 2002 - approves a transfer of \$59,715 in the 2002 Budgets of the County Auditor and the Marion County Justice Agency (State and Federal Grants Fund) to support the continuation of the Arrestee Drug Abuse Monitoring Program (ADAM) from October 1, 2002, to September 30, 2003

GENERAL ORDINANCE NO. 111, 2002 - authorizes a change in parking restrictions on Louisiana Street between McCrear Street and Meridian Street (District 16)

SPECIAL ORDINANCE NO. 7, 2002 - a final resolution for Canal Square Associates, L.P. in an amount not to exceed \$12,300,000 which consists of refinancing the acquisition, construction and equipping of an existing 275-unit multifamily residential facility located on approximately 3.1 acres of land located at 402 West New York Street (District 16)

GENERAL RESOLUTION NO. 14, 2002 - approves certain public purpose grants totaling \$600,000 from the Drug Free Community Fund for 2003

SPECIAL RESOLUTION NO. 73, 2002 - recognizes the public service of Marion County Clerk Sarah M. Taylor

SPECIAL RESOLUTION NO. 75, 2002 - recognizes the public service of Marion County Prosecutor Scott C. Newman

SPECIAL RESOLUTION NO. 76, 2002 - recognizes the public service of Judge Richard Good

SPECIAL RESOLUTION NO. 77, 2002 - recognizes the public service of Judge William Lawrence

SPECIAL RESOLUTION NO. 78, 2002 - recognizes the public service of Judge Z. Mae Jimison

SPECIAL RESOLUTION NO. 79, 2002 - supports the development and participation in an eight-hour ozone Early Action Compact for central Indiana to help reduce ozone and to improve the air quality for central Indiana

SPECIAL RESOLUTION NO. 80, 2002 - recognizes outstanding community volunteer students of the Warren Township Renaissance School

SPECIAL RESOLUTION NO. 81, 2002 - recognizes West Indy's 4th Annual Steak n Shake's Breakfast with Santa

SPECIAL RESOLUTION NO. 82, 2002 - recognizes the public service of Marion County Children's Guardian Home Superintendent Paul B. Browne

POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 5, 2002 - approves an appropriation of \$300,000 in the 2002 Budget of the Department of Public Safety, Police Division (Police General Fund) to pay increased costs of health insurance benefits for active and retired sworn officers and civilian employees, financed by fund balances

Respectfully,
s/Bart Peterson, Mayor

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF THE JOURNAL

The President called for additions or corrections to the Journal of December 16, 2002. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS

PROPOSAL NO. 19, 2003. The proposal, sponsored by Councillor McWhirter, recognizes the Wayne Township Fire Department for its rescue of a young person who fell through the ice at a housing development pond. Councillor McWhirter read the proposal and presented representatives with copies of the document and Council pins. Wayne Township Fire Chief Ron Evans introduced involved firefighters and thanked the Council for the recognition. Councillor McWhirter moved, seconded by Councillor Gray, for adoption. Proposal No. 19, 2003 was adopted by a unanimous voice vote.

Proposal No. 19, 2003 was retitled SPECIAL RESOLUTION NO. 1, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 1, 2003

A SPECIAL RESOLUTION recognizing the Wayne Township Fire Department for its rescue of a young person who fell through the ice at a housing development pond.

WHEREAS, another winter has arrived, and already the city has experienced the dangers of thin ice conditions on streams and ponds; and

WHEREAS, on December 15th, a teenager broke through the ice while retrieving a ball on a pond in Chapel Glen Estates on the city's westside; and

WHEREAS, a witness called 911 which dispatched the Wayne Township Fire Department at 5:03, and by 5:11 the youth was safely pulled from the cold water; and

WHEREAS, circumstances were favorable this time: The hapless youth was seen, the call was immediately made, and Wayne Township was trained, equipped and ready for the emergency—but this incident should serve as a wake up call for all Indianapolis citizens about the inherent dangers of ice on streams and ponds; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and commends the men and women of the Wayne Township Fire Department for their professionalism as shown on December 15th when they responded fast and rescued a young man from the partially frozen ice of the Chapel Glen Estates retention pond.

SECTION 2. The Council is grateful for the fortunate outcome of this thin ice incident, and urges all Indianapolis and Marion County residents to simply avoid ice on ponds and streams, or to at least use ample precautions when going out onto ice covered water.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 609, 2002. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 609, 2002 at a committee hearing prior to this meeting. The proposal, sponsored by Councillor Boyd, approves the Mayor's appointment of Robert B. Turner as the Director of the Department of Public Safety. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Boyd, for adoption. Proposal No. 609, 2002 was adopted on the following roll call vote; viz:

29 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford
0 NAYS:

Proposal No. 609, 2002 was retitled COUNCIL RESOLUTION NO. 1, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 1, 2003

A COUNCIL RESOLUTION approving the Mayor's appointment of Robert B. Turner as the Director of the Department of Public Safety for a term ending December 31, 2003.

WHEREAS, pursuant to IC 36-3-5-2 and Section 201-3 of the "Revised code of the Consolidated City and County," a mayoral appointment of the Director of the Department of Public Safety is subject to the approval of the City-County Council; and

WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the name of Robert B. Turner to serve as Director of the Department of Public Safety at his pleasure for a term ending December 31, 2003; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Robert B. Turner is approved and confirmed by the City-County Council to serve as the Director of the Department of Public Safety for a term ending December 31, 2003.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 1, 2003. Introduced by Councillors Councillors Soards, Bainbridge, Black, Boyd, Brents, Cockrum, Conley, Coughenour, Douglas, Dowden, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Talley, and Tilford. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which urges the Indiana General Assembly, State of Indiana Alcohol & Tobacco Commission and the local Alcoholic Beverage Board of Marion County to stop the proliferation of alcohol outlets commonly referred to as gas stations and convenience stores"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 2, 2003. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which concerns the resale of admission tickets of any National Collegiate Athletic Association Division 1 Final Four Basketball Championships"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 3, 2003. Introduced by Councillor Nytes. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which approves the Mayor's appointment of Jimmy C. Bostick as hearing officer"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 4, 2003. Introduced by Councillors Cockrum and Douglas. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an appropriation of \$50,000 in the 2003 Budget of the Department of Parks and Recreation (Park General Fund) to design and construct the Indianapolis First Tee Junior Golf Facility at 1100 East 25th Street, financed by a grant from the United States Golf Association"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 5, 2003. Introduced by Councillors Cockrum and Douglas. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an appropriation of \$13,000 in the 2003 Budget of the Department of Parks and Recreation (Park General Fund) to restore the natural habitat and environment at Ellenberger Park, and to remove invasive plant species at Holliday Park, financed by "Golden Eagle" grants from Indianapolis Power and Light"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 6, 2003. Introduced by Councillors Cockrum and Douglas. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an appropriation of \$187,095 in the 2003 Budget of the Department of Parks and Recreation (Non-Lapsing Federal Grants Fund) to restore and maintain vegetation and the natural habitat of 49 acres of Town Run South Trail Park, financed by federal funds"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 7, 2003. Introduced by Councillors Cockrum and Douglas. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an appropriation of \$507,500 in the 2003 Budget of the Department of Parks and Recreation (Non-Lapsing Federal

Grants Fund) to fund a restoration project at Reverend Martin Luther King Jr. Park, which will repair the swimming pool walls and repair and enhance the interactive water playground, financed by federal grants (Local match of \$217,500 is funded by existing appropriation in the Department of Parks and Recreation budget.); and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 8, 2003. Introduced by Councillors Cockrum and Douglas. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an appropriation of \$200,000 in the 2003 Budget of the Department of Parks and Recreation (Non-Lapsing Federal Grants Fund) to acquire 50 acres of land adjacent to Mann Road in Decatur Township, including 8.6 acres of forest land, as an addition to Southwestway Park, financed by a federal grant"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 9, 2003. Introduced by Councillor Moriarty Adams. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$82,433 in the 2003 Budget of the County Sheriff (State and Federal Grants Fund) to reimburse overtime spent for eight officers assigned to investigate incidents of violent crimes, funded by a grant through Federal Bureau of Investigations"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 10, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$620,000 in the 2003 Budget of the Metropolitan Emergency Communications Agency (MECA/County Emergency Telephone System Fund) to fund the purchase of new radios, financed by fund balances"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 11, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$332,000 in the 2003 Budget of Marion County Justice Agency (Law Enforcement Equitable Share) to appropriate funds for the 2003 Budget"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 12, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$62,000 in the 2003 Budget of Marion County Justice Agency (Conditional Release Fund) to fund the Conditional Release Redesign Project, financed by fund balances"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 13, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$33,663 in the 2003 Budget of Community Corrections (Home Detention User Fee Fund) to fund an evaluation of the Marion County Community Correction Mental Health Component, financed by fund balances"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 14, 2003. Introduced by Councillor Cockrum. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Diana Wilson Hall to the Board of Parks and Recreation"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 15, 2003. Introduced by Councillor Cockrum. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Dale J. Thornberry to the Board of Parks and Recreation"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 16, 2003. Introduced by Councillor Bainbridge. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Tony Buford to the Board of Public Works"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 17, 2003. Introduced by Councillor Bainbridge. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Arno W. Haupt to the Board of Public Works"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 18, 2003. Introduced by Councillor Bainbridge. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Kenneth W. Hughes to the Board of Public Works"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 25, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Ken Giffin to the Board of Public Safety"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 26, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints William Schneider to the Board of Public Safety"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 27, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Mike Wallman to the Marion County Community Corrections Advisory Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 28, 2003. Introduced by Councillor Talley. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which allows signs for special events of not-for-profit entities to be erected or posted for a temporary period of time on the property of the not-for-profit entity without an improvement location permit (02-AO-02) (Certified January 8, 2003)"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 29, 2003. Introduced by Councillors Coughenour and Nytes. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Phyllis Gabovitch to the Indianapolis City Market Corporation Board of Directors"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 30, 2003. Introduced by Councillors Coughenour and Nytes. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Bruce B. Melchert to the Indianapolis City Market Corporation Board of Directors"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 31, 2003. Introduced by Councillors Coughenour and Nytes. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Gus Miller to the Indianapolis City Market Corporation Board of Directors"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 32, 2003. Introduced by Councillors Coughenour and Nytes. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Joanna Niehoff to

the Indianapolis City Market Corporation Board of Directors”; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 33, 2003. Introduced by Councillors Coughenour and Nytes. The Clerk read the proposal entitled: “A Proposal for a Council Resolution which reappoints Susan J. Powers to the Indianapolis City Market Corporation Board of Directors”; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 34, 2003. Introduced by Councillors Coughenour and Nytes. The Clerk read the proposal entitled: “A Proposal for a Council Resolution which reappoints Judy Stanley to the Indianapolis City Market Corporation Board of Directors”; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 35, 2003. Introduced by Councillors Coughenour and Nytes. The Clerk read the proposal entitled: “A Proposal for a Council Resolution which reappoints Alan Wiseman to the Indianapolis City Market Corporation Board of Directors”; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 36, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: “A Proposal for a Council Resolution which appoints Jerry Barnaby to the Citizens Police Complaint Board”; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 37, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: “A Proposal for a Council Resolution which reappoints Charles Neill to the Citizens Police Complaint Board”; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 38, 2003. Introduced by Councillor Massie. The Clerk read the proposal entitled: “A Proposal for a Council Resolution which appoints Gilbert Mascher to the Alcoholic Beverage Board of Marion County”; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 39, 2003. Introduced by Councillor McWhirter. The Clerk read the proposal entitled: “A Proposal for a Council Resolution which reappoints Martha A. Womacks to the Information Technology Board”; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 40, 2003. Introduced by Councillor McWhirter. The Clerk read the proposal entitled: “A Proposal for a Council Resolution which appoints Bill Ehert to the County Property Tax Assessment Board of Appeals”; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 41, 2003. Introduced by Councillors Boyd and Nytes. The Clerk read the proposal entitled: “A Proposal for a Council Resolution which reappoints Linda N. Perdue to the Equal Opportunity Advisory Board”; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 42, 2003. Introduced by Councillors Boyd and Nytes. The Clerk read the proposal entitled: “A Proposal for a Council Resolution which reappoints Gary Gibson to the

Equal Opportunity Advisory Board”; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 43, 2003. Introduced by Councillor McWhirter. The Clerk read the proposal entitled: “A Proposal for a Council Resolution which reappoints Charles Hiltunen to the Cable Franchise Board”; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 44, 2003. Introduced by Councillor McWhirter. The Clerk read the proposal entitled: “A Proposal for a Council Resolution which reappoints Dollyne Sherman to the Cable Franchise Board”; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 45, 2003. Introduced by Councillor McWhirter. The Clerk read the proposal entitled: “A Proposal for a Council Resolution which reappoints Sue Beesley to the City County Administrative Board”; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 46, 2003. Introduced by Councillors Borst and Nytes. The Clerk read the proposal entitled: “A Proposal for a Council Resolution which reappoints Eric D. Jones to the Urban Enterprise Association”; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 47, 2003. Introduced by Councillors Boyd and Nytes. The Clerk read the proposal entitled: “A Proposal for a Council Resolution which appoints Leon Bates to the Marion County Storm Water Management Advisory Committee”; and the President referred it to the Public Works Committee.

PROPOSAL NO. 48, 2003. Introduced by Councillor Borst. The Clerk read the proposal entitled: “A Proposal for a Council Resolution which reappoints Curtis Coonrod to the Audit Committee”; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 49, 2003. Introduced by Councillor McWhirter. The Clerk read the proposal entitled: “A Proposal for a Council Resolution which reappoints Paul Ricketts to the City County Administrative Board”; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 50, 2003. Introduced by Councillor McWhirter. The Clerk read the proposal entitled: “A Proposal for a Council Resolution which reappoints Richard Petrecca to the County Property Tax Assessment Board of Appeal”; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 51, 2003. Introduced by Councillors Borst and Nytes. The Clerk read the proposal entitled: “A Proposal for a Council Resolution which appoints John Thompson to the Urban Enterprise Association”; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 52, 2003. Introduced by Councillor Tilford. The Clerk read the proposal entitled: “A Proposal for a Council Resolution which reappoints Robert Pfeifer to the Health and Hospital Corporation Board of Trustees”; and the President referred it to the Municipal Corporations Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 20, 2003 and PROPOSAL NOS. 21-24, 2003. Introduced by Councillor Smith. Proposal No. 20, 2003 and Proposal Nos. 21-24, 2003 are proposals for Rezoning Ordinances certified by the Metropolitan Development Commission on December 17 and 31, 2002, respectively. The President called for any motions for public hearings on any of those zoning maps changes. There being no motions for public hearings, the proposed ordinances, pursuant to IC 36-7-4-608, took effect as if adopted by the City-County Council, were retitled for identification as REZONING ORDINANCE NOS. 1-5, 2003, the original copies of which ordinances are on file with the Metropolitan Development Commission, which were certified as follows:

REZONING ORDINANCE NO 1, 2003.

2002-ZON-124

815-817 N DELAWARE STREET (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 16.

DEPARTMENT OF METROPOLITAN DEVELOPMENT requests a rezoning of 0.20 acre, being in the I-3-U (RC) District, to the D-8 (RC) classification to provide for residential development.

REZONING ORDINANCE NO 2, 2003.

2002-ZON-140

6345 RUCKER ROAD (approximate address), INDIANAPOLIS.

WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT # 4

INDIANAPOLIS, INDIANA CONGREGATION OF JEHOVAH'S WITNESS, GLENDALE UNIT, by Jeffrey W. Scripture, requests a rezoning of 3.22 acres, being in the D-2 District, to the SU-1 classification to provide for religious uses.

REZONING ORDINANCE NO 3, 2003.

2002-ZON-143 (Amended)

2661 and 2719 SOUTH RANDOLPH STREET (approximate addresses), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 21

VILLA BAPTIST CHURCH, by David Kingen, requests a rezoning of 0.42 acre, being in the SU-1 District, to the D-5 classification to legally establish a two-family dwelling.

REZONING ORDINANCE NO 4, 2003.

2002-ZON-151

7044 SUNNYSIDE ROAD (approximate address), CITY OF LAWRENCE.

LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT # 5

M/I HOMES, by Stephen D. Mears, requests a rezoning of 49.87 acres, being in the D-A (FW)(FF) District, to the D-2 (FW)(FF) classification to provide for residential development.

REZONING ORDINANCE NO 5, 2003.

2002-ZON-153

3600 NORTH GERMAN CHURCH ROAD (approximate address), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 14

CHARTER DEVELOPMENT COMPANY, LLC requests the rezoning of 11.58 acres, being in C-4 and D-P Districts, to the SU-2 classification to provide for the construction of a charter school.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 633, 2002. The proposal, sponsored by Councillor Smith, proposes to rezone 77.1 acre at 10940 East 42nd Street in Lawrence Township, Councilmanic District 5, from D-P (FF) District to D-P (FF) classification to provide for 282 single-family dwellings, resulting in 3.66 units per acre (2002-ZON-122) (2002-DP-013). On December 16, 2002, Councillor Coonrod called Proposal No. 633, 2002 out for a public hearing on January 13, 2003.

Councillor Coonrod made the following motion:

Mr. President:

I am pleased to report that the parties involved in the rezoning at 10940 East 42nd Street have reached a compromise and it will not be necessary to have a hearing on this matter; therefore, I move that Proposal No. 633, 2002 (Rezoning Petition No. 2002-ZON-122/2002-DP-013) be adopted incorporating therein the additional commitments dated January 13, 2003.

Councillor Moriarty Adams seconded the motion and Proposal No. 633, 2002 was adopted on the following roll call vote; viz:

29 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford
0 NAYS:

Proposal No. 633, 2002 was retitled REZONING ORDINANCE NO. 6, 2003, and is identified as follows:

2002-ZON-122 (2002-DP-013)
10940 EAST 42ND STREET (approximate address), INDIANAPOLIS.
LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT # 5
CROSSMAN COMMUNITIES PARTNERSHIP, by Stephen D. Mears, requests a rezoning of 77.1 acres, being in the D-P (FF) District, to the D-P (FF) classification to provide for 282 single-family dwellings, resulting in 3.66 units per acre.

Councillor Horseman thanked those who worked on this process, as it has brought up some other issues and solutions to the DP process which needs to be looked at more extensively. Councillor Coonrod thanked Councillor Horseman for her cooperation and assistance in these negotiations.

NEW BUSINESS

Councillor Nytes said that this evening is the first evening of closed captioning by Channel 16, and she commended the staff at Channel 16 for implementing this service.

ANNOUNCEMENTS AND ADJOURNMENT

The President said that the docketed agenda for this meeting of the Council having been completed, the Chair would entertain motions for adjournment.

Councillor Boyd stated that he had been asked to offer the following motion for adjournment by:

- (1) Councillors Soards, Bainbridge, McWhirter, and Cockrum in memory of Francis Maynard; and
- (2) Councillor Langsford in memory of Venita I. Ochs; and
- (3) Councillor Nytes in memory of Clay R. Thomas; and
- (4) Councillor Bradford in memory of Jim Sears; and
- (5) Councillors Langsford and Gray in memory of Justin Denis Reuter and Anna Zeronik; and
- (6) Councillor Tilford in memory of Nellie Anne Sutherlin; and
- (7) Councillor Cockrum in memory of David George Reilich.

January 13, 2003

Councillor Boyd moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of Francis Maynard, Venita I. Ochs, Clay R. Thomas, Jim Sears, Justin Denis Reuter, Anna Zeronik, Nellie Anne Sutherlin, and David George Reilich. He respectfully asked the support of fellow Councillors. He further requested that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the families advising of this action.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 7:40 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 13th day of January, 2003.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.



President

ATTEST:



Clerk of the Council

(SEAL)

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, FEBRUARY 3, 2003**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:11 p.m. on Monday, February 3, 2003, with President Borst presiding.

Councillor Talley led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

27 PRESENT: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Massie, McWhirter, Moriarty Adams, Nytes, Schneider, Short, Smith, Soards, Talley, Tilford
2 ABSENT: Langsford, Sanders

A quorum of twenty-seven members being present, the President called the meeting to order.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA

Ladies And Gentlemen :

You are hereby notified the REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, February 3, 2003, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Dr. Philip C. Borst
President, City-County Council

January 14, 2003

TO PRESIDENT BORST AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the *Court & Commercial Record* and in the *Indianapolis Star* on Friday, January 17, 2003, a copy of a Notice of Public Hearing on Proposal Nos. 4-13, 2003, said hearing to be held on Monday, February 3, 2003, at 7:00 p.m. in the City-County Building.

Respectfully,
s/Suellen Hart
Clerk of the City-County Council

January 24, 2003

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have approved with my signature and delivered this day to the Clerk of the City-County Council, Suellen Hart, the following ordinances and resolutions:

SPECIAL RESOLUTION NO. 1, 2003 - recognizes the Wayne Township Fire Department for its rescue of a young person who fell through the ice at a housing development pond

Respectfully,
s/Bart Peterson, Mayor

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF THE JOURNAL

The President called for additions or corrections to the Journal of January 13, 2003. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS

PROPOSAL NO. 93, 2003. The proposal, sponsored by Councillor Horseman, recognizes Clarian Health's Women's Heart Advantage Program. Councillor Horseman read the proposal and presented representatives with copies of the document and Council pins. Dr. Elisabeth von der Lohe, Clarian Cardiovascular Center, and Carl Martinson, senior vice president of Clarian Health Partners, thanked the Council for the recognition. President Borst thanked representatives for calling attention to this concern for women in the community. Councillor Horseman moved, seconded by Councillor Coughenour, for adoption. Proposal No. 93, 2003 was adopted by a unanimous voice vote.

Proposal No. 93, 2003 was retitled SPECIAL RESOLUTION NO. 2, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 2, 2003

A SPECIAL RESOLUTION recognizing Clarian Health's Women's Heart Advantage Program.

WHEREAS, February is American Heart Month; and

WHEREAS, 85% of women aged 40-70 in the Indianapolis metropolitan area, or nearly 300,000 women, are currently at risk of suffering a first heart attack; and

WHEREAS, heart disease is the number one killer of women in the United States, exceeding all forms of cancer combined; and

WHEREAS, Clarian Health initiated its Women's Heart Advantage program to educate Indiana women and their primary care physicians about the need for women's heart care, to empower women to recognize their risks, and to make lifestyle changes to decrease their risk for heart diseases; and

WHEREAS, to accomplish its goals Clarian Health's Women's Heart Advantage program has teamed with community partners American Heart Association, American Health Network, Clarian Cardiovascular Center, Clarian Health Promotions, Clarian Heart Failure Program, Glendale Mall, IU Medical Group Primary Care, IU Medical Group Specialty Care, Krannert Institute of Cardiology, National Institute for Fitness and Sport, Methodist Heart Station, Methodist Medical Group, and Methodist Occupational Health Centers; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes Clarian Health's Women's Heart Advantage Program and all of its community partners.

SECTION 2. The Council encourages the women of Indianapolis and their physicians to increase their knowledge of women's heart disease, the unique symptoms which may indicate that a woman is at risk, and the treatments that are available.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 94, 2003. The proposal, sponsored by Councillors Frick and Soards, recognizes the members of the Indianapolis Police Department and their continuing negotiations for a contract with the City of Indianapolis. Councillor Frick read the proposal and presented representatives with copies of the document and Council pins. Fraternal Order of Police president Vince Huber, thanked the Council for the recognition and encouragement. Councillor Frick moved, seconded by Councillor Soards, for adoption. Proposal No. 94, 2003 was adopted by a unanimous voice vote.

Proposal No. 94, 2003 was retitled COUNCIL RESOLUTION NO. 2, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 2, 2003

A COUNCIL RESOLUTION recognizing the members of the Indianapolis Police Department and their continuing negotiations for a contract with the City of Indianapolis.

WHEREAS, the Indianapolis Fraternal Order of Police Lodge #86 is the eighth largest professional lodge in the United States; and

WHEREAS, the Indianapolis Fraternal Order of Police Lodge #86 is the recognized bargaining representative for all merit ranks of the Indianapolis Police Department for the purpose of negotiating in good faith the terms and conditions of employment; and

WHEREAS, members of the Indianapolis Fraternal Order of Police Lodge #86 began preparations for contract negotiations with the City of Indianapolis in January, 2002, delivered a copy of their proposal in April of 2002, and have met with the City of Indianapolis Administration representatives sixteen times since April; and

WHEREAS, members of the Indianapolis Fraternal Order of Police Lodge #86 are wishing to improve the terms and conditions of employment offered to its officers so that the City of Indianapolis can attract

and retain the best qualified and experienced officers to meet the needs of the citizens of Indianapolis;
and

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and commends all of those officers who are called to serve as law enforcement officers in the City of Indianapolis and Marion County.

SECTION 2. The Council recognizes the tremendous value of public safety and the importance of keeping our City safe for all of the families and businesses that make Indianapolis their home.

SECTION 3. Acknowledging the tough fiscal situation for city government, the Council recognizes that a competitive wage level and terms of employment are very important for the morale of our policemen and women as well as the safety of our citizens and that it would be in the public interest for both sides to return in good faith back to the collective bargaining table without further delay.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

President Borst asked for consent to vote on Proposal Nos. 606-608 and 610-613, 2002 and Proposal Nos. 3, 14-18, 25-26, 30, 33, 36, 38, 39, 41, 42, 45-48, 50, and 51, 2003 together. He said that all are appointments which passed out of their respective committees with unanimous recommendations. Consent was given.

PROPOSAL NO. 606, 2002. The proposal, sponsored by Councillor Boyd, approves the Mayor's appointment of Brenda L. Burke as the Director of the Department of Administration. PROPOSAL NO. 607, 2002. The proposal, sponsored by Councillors Boyd and Smith, approves the Mayor's appointment of Maury Plambeck as the Director of the Department of Metropolitan Development. PROPOSAL NO. 608, 2002. The proposal, sponsored by Councillor Boyd, approves the Mayor's appointment of Joseph L. B. Wynns as the Director of the Department of Parks and Recreation. PROPOSAL NO. 610, 2002. The proposal, sponsored by Councillors Boyd and Coughenour, approves the Mayor's appointment of Barbara A. Lawrence as the Director of the Department of Public Works. PROPOSAL NO. 611, 2002. The proposal, sponsored by Councillor Boyd, approves the Mayor's appointment of Michael B. O'Connor as the Chief Deputy Mayor. PROPOSAL NO. 612, 2002. The proposal, sponsored by Councillor Boyd, approves the Mayor's appointment of Jane Henegar as the Deputy Mayor for Policy. PROPOSAL NO. 613, 2002. The proposal, sponsored by Councillor Boyd, approves the Mayor's appointment of Carolyn M. Coleman as the Deputy Mayor for Neighborhoods. PROPOSAL NO. 3, 2003. The proposal, sponsored by Councillor Nytes, approves the Mayor's appointment of Jimmy C. Bostick as hearing officer. PROPOSAL NO. 14, 2003. The proposal, sponsored by Councillor Cockrum, reappoints Diana Wilson Hall to the Board of Parks and Recreation. PROPOSAL NO. 15, 2003. The proposal, sponsored by Councillor Cockrum, reappoints Dale J. Thornberry to the Board of Parks and Recreation. PROPOSAL NO. 16, 2003. The proposal, sponsored by Councillor Bainbridge, reappoints Tony Buford to the Board of Public Works. PROPOSAL NO. 17, 2003. The proposal, sponsored by Councillor Bainbridge, reappoints Arno W. Haupt to the Board of Public Works. PROPOSAL NO. 18, 2003. The proposal, sponsored by Councillor Bainbridge, reappoints Kenneth W. Hughes to the Board of Public Works. PROPOSAL NO. 25, 2003. The proposal, sponsored by Councillors Dowden and Moriarty Adams, reappoints Ken Giffin to the Board of Public Safety. PROPOSAL NO. 26, 2003. The proposal, sponsored by Councillors Dowden, Moriarty Adams, and Talley, reappoints William Schneider to the Board of Public Safety. PROPOSAL NO. 30, 2003. The proposal, sponsored by Councillors Coughenour and Nytes, reappoints Bruce B. Melchert to the Indianapolis City Market Corporation Board of Directors. PROPOSAL NO. 33, 2003. The proposal, sponsored by Councillors Coughenour and Nytes, reappoints Susan J. Powers to the Indianapolis City Market

Corporation Board of Directors. PROPOSAL NO. 36, 2003. The proposal, sponsored by Councillor Dowden, appoints Jerry Barnaby to the Citizens Police Complaint Board. PROPOSAL NO. 38, 2003. The proposal, sponsored by Councillor Massie, appoints Gilbert Mascher to the Alcoholic Beverage Board of Marion County. PROPOSAL NO. 39, 2003. The proposal, sponsored by Councillor McWhirter, reappoints Martha A. Womacks to the Information Technology Board. PROPOSAL NO. 41, 2003. The proposal, sponsored by Councillors Boyd and Nytes, reappoints Linda N. Perdue to the Equal Opportunity Advisory Board. PROPOSAL NO. 42, 2003. The proposal, sponsored by Councillors Boyd and Nytes, reappoints Gary Gibson to the Equal Opportunity Advisory Board. PROPOSAL NO. 45, 2003. The proposal, sponsored by Councillor McWhirter, reappoints Sue Beesley to the City County Administrative Board. PROPOSAL NO. 46, 2003. The proposal, sponsored by Councillors Borst and Nytes, reappoints Eric D. Jones to the Urban Enterprise Association. PROPOSAL NO. 47, 2003. The proposal, sponsored by Councillors Boyd and Nytes, appoints Leon Bates to the Marion County Storm Water Management Advisory Committee. PROPOSAL NO. 48, 2003. The proposal, sponsored by Councillor Borst, reappoints Curtis Coonrod to the Audit Committee. PROPOSAL NO. 50, 2003. The proposal, sponsored by Councillor McWhirter, reappoints Richard Petrecca to the County Property Tax Assessment Board of Appeals. PROPOSAL NO. 51, 2003. The proposal, sponsored by Councillors Borst and Nytes, appoints John Thompson to the Urban Enterprise Association. By unanimous votes, the Committees reported the proposals to the Council with the recommendation that they do pass. Councillor Coughenour moved, seconded by Councillor Boyd, for adoption. Proposal Nos. 606-608 and 610-613, 2002 and Proposal Nos. 3, 14-18, 25-26, 30, 33, 36, 38, 39, 41, 42, 45-48, 50, and 51, 2003 were adopted by a unanimous voice vote.

Proposal No. 606, 2002 was retitled COUNCIL RESOLUTION NO. 3, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 3, 2003

A COUNCIL RESOLUTION approving the Mayor's appointment of Brenda L. Burke as the Director of the Department of Administration for a term ending December 31, 2003.

WHEREAS, pursuant to IC 36-3-5-2 and Section 201-3 of the "Revised code of the Consolidated City and County," a mayoral appointment of the Director of the Department of Administration is subject to the approval of the City-County Council; and

WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the name of Brenda L. Burke to serve as Director of the Department of Administration at his pleasure for a term ending December 31, 2003; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Brenda L. Burke is approved and confirmed by the City-County Council to serve as the Director of the Department of Administration for a term ending December 31, 2003.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 607, 2002 was retitled COUNCIL RESOLUTION NO. 4, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 4, 2003

A COUNCIL RESOLUTION approving the Mayor's appointment of Maury Plambeck as the Director of the Department of Metropolitan Development for a term ending December 31, 2003.

WHEREAS, pursuant to IC 36-3-5-2 and Section 201-3 of the "Revised code of the Consolidated City and County," a mayoral appointment of the Director of the Department of Metropolitan Development is subject to the approval of the City-County Council; and

WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the name of Maury Plambeck to serve as Director of the Department of Metropolitan Development at his pleasure for a term ending December 31, 2003; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Maury Plambeck is approved and confirmed by the City-County Council to serve as the Director of the Department of Metropolitan Development for a term ending December 31, 2003.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 608, 2002 was retitled COUNCIL RESOLUTION NO. 5, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 5, 2003

A COUNCIL RESOLUTION approving the Mayor's appointment of Joseph L. B. Wynns as the Director of the Department of Parks and Recreation for a term ending December 31, 2003.

WHEREAS, pursuant to IC 36-3-5-2 and Section 201-3 of the "Revised code of the Consolidated City and County," a mayoral appointment of the Director of the Department of Parks and Recreation is subject to the approval of the City-County Council; and

WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the name of Joseph L. B. Wynns to serve as Director of the Department of Parks and Recreation at his pleasure for a term ending December 31, 2003; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Joseph L. B. Wynns is approved and confirmed by the City-County Council to serve as the Director of the Department of Parks and Recreation for a term ending December 31, 2003.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 610, 2002 was retitled COUNCIL RESOLUTION NO. 6, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 6, 2003

A COUNCIL RESOLUTION approving the Mayor's appointment of Barbara A. Lawrence as the Director of the Department of Public Works for a term ending December 31, 2003.

WHEREAS, pursuant to IC 36-3-5-2 and Section 201-3 of the "Revised code of the Consolidated City and County," a mayoral appointment of the Director of the Department of Public Works is subject to the approval of the City-County Council; and

WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the name of Barbara A. Lawrence to serve as Director of the Department of Public Works at his pleasure for a term ending December 31, 2003; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Barbara A. Lawrence is approved and confirmed by the City-County Council to serve as the Director of the Department of Public Works for a term ending December 31, 2003.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 611, 2002 was retitled COUNCIL RESOLUTION NO. 7, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 7, 2003

A COUNCIL RESOLUTION approving the Mayor's appointment of Michael B. O'Connor as the Chief Deputy Mayor for a term ending December 31, 2003.

WHEREAS, pursuant to IC 36-3-5-2 and Section 201-4 of the "Revised code of the Consolidated City and County," a mayoral appointment of the Chief Deputy Mayor is subject to the approval of the City-County Council; and

WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the name of Michael B. O'Connor to serve as Chief Deputy Mayor at his pleasure for a term ending December 31, 2003; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Michael B. O'Connor is approved and confirmed by the City-County Council to serve as Chief Deputy Mayor for a term ending December 31, 2003.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 612, 2002 was retitled COUNCIL RESOLUTION NO. 8, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 8, 2003

A COUNCIL RESOLUTION approving the Mayor's appointment of Jane Henegar as the Deputy Mayor for Policy for a term ending December 31, 2003.

WHEREAS, pursuant to IC 36-3-5-2 and Section 201-4 of the "Revised code of the Consolidated City and County," a mayoral appointment of the Deputy Mayor for Policy is subject to the approval of the City-County Council; and

WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the name of Jane Henegar to serve as Deputy Mayor for Policy at his pleasure for a term ending December 31, 2003; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Jane Henegar is approved and confirmed by the City-County Council to serve as Deputy Mayor for Policy for a term ending December 31, 2003.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 613, 2002 was retitled COUNCIL RESOLUTION NO. 9, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 9, 2003

A COUNCIL RESOLUTION approving the Mayor's appointment of Carolyn M. Coleman as the Deputy Mayor for Neighborhoods for a term ending December 31, 2003.

WHEREAS, pursuant to IC 36-3-5-2 and Section 201-4 of the "Revised code of the Consolidated City and County," a mayoral appointment of the Deputy Mayor for Neighborhoods is subject to the approval of the City-County Council; and

WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the name of Carolyn M. Coleman to serve as Deputy Mayor for Neighborhoods at his pleasure for a term ending December 31, 2003; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Carolyn M. Coleman is approved and confirmed by the City-County Council to serve as Deputy Mayor for Neighborhoods for a term ending December 31, 2003.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 3, 2003 was retitled COUNCIL RESOLUTION NO. 10, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 10, 2003

A COUNCIL RESOLUTION approving the Mayor's appointment of Jimmy C. Bostick as hearing officer to preside over the administrative adjudication of parking citations on behalf of the Consolidated City of Indianapolis and Marion County.

WHEREAS, pursuant to Indiana Code § 36-3-3-8 and Section 103-73 of the "Revised Code of the Consolidated City and County," a mayoral appointment of a hearing officer to preside over the administrative adjudication of parking citations on behalf of the Consolidated City of Indianapolis and Marion County is subject to the approval of the City-County Council; and

WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the name of Jimmy C. Bostick to serve as hearing officer at his pleasure for a term of one (1) year; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Jimmy C. Bostick is approved and confirmed by the City-County Council to serve as hearing officer at the pleasure of the Mayor for the term of one (1) year.

SECTION 2. This ordinance shall be in effect upon adoption and compliance with IC § 36-3-4-14.

Proposal No. 14, 2003 was retitled COUNCIL RESOLUTION NO. 11, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 11, 2003

A COUNCIL RESOLUTION reappointing Diana Wilson Hall to the Board of Parks and Recreation.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Board of Parks and Recreation, the Council reappoints:

Diana Wilson Hall

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2003. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 15, 2003 was retitled COUNCIL RESOLUTION NO. 12, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 12, 2003

A COUNCIL RESOLUTION reappointing Dale J. Thornberry to the Board of Parks and Recreation.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Board of Parks and Recreation, the Council reappoints:

Dale J. Thornberry

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2003. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 16, 2003 was retitled COUNCIL RESOLUTION NO. 13, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 13, 2003

A COUNCIL RESOLUTION reappointing Tony Buford to the Board of Public Works.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Board of Public Works, the Council reappoints:

Tony Buford

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2003. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 17, 2003 was retitled COUNCIL RESOLUTION NO. 14, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 14, 2003

A COUNCIL RESOLUTION reappointing Arno W. Haupt to the Board of Public Works.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Board of Public Works, the Council reappoints:

Arno W. Haupt

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2003. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 18, 2003 was retitled COUNCIL RESOLUTION NO. 15, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 15, 2003

A COUNCIL RESOLUTION reappointing Kenneth W. Hughes to the Board of Public Works.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Board of Public Works, the Council reappoints:

Kenneth W. Hughes

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2003. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 25, 2003 was retitled COUNCIL RESOLUTION NO. 16, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 16, 2003

A COUNCIL RESOLUTION reappointing Ken Giffin to the Board of Public Safety.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Board of Public Safety, the Council reappoints:

Ken Giffin

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2003. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 26, 2003 was retitled COUNCIL RESOLUTION NO. 17, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 17, 2003

A COUNCIL RESOLUTION reappointing William Schneider to the Board of Public Safety.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Board of Public Safety, the Council reappoints:

William Schneider

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2003. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 30, 2003 was retitled COUNCIL RESOLUTION NO. 18, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 18, 2003

A COUNCIL RESOLUTION reappointing Bruce B. Melchert to the Indianapolis City Market Corporation Board of Directors.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Indianapolis City Market Corporation Board of Directors, the Council reappoints:

Bruce B. Melchert

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2004. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 33, 2003 was retitled COUNCIL RESOLUTION NO. 19, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 19, 2003

A COUNCIL RESOLUTION reappointing Susan J. Powers to the Indianapolis City Market Corporation Board of Directors.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Indianapolis City Market Corporation Board of Directors, the Council reappoints:

Susan J. Powers

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2004. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 36, 2003 was retitled COUNCIL RESOLUTION NO. 20, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 20, 2003

A COUNCIL RESOLUTION appointing Jerry Barnaby to the Citizens Police Complaint Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Citizens Police Complaint Board, the Council appoints:

Jerry Barnaby

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2005. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 38, 2003 was retitled COUNCIL RESOLUTION NO. 21, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 21, 2003

A COUNCIL RESOLUTION appointing Gilbert Mascher to the Alcoholic Beverage Board of Marion County.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Alcoholic Beverage Board of Marion County, the Council appoints:

Gilbert Mascher

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2005. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 39, 2003 was retitled COUNCIL RESOLUTION NO. 22, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 22, 2003

A COUNCIL RESOLUTION reappointing Martha A. Womacks to the Information Technology Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Information Technology Board, the Council reappoints:

Martha A. Womacks

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2003. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 41, 2003 was retitled COUNCIL RESOLUTION NO. 23, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 23, 2003

A COUNCIL RESOLUTION reappointing Linda N. Perdue to the Equal Opportunity Advisory Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Equal Opportunity Advisory Board, the Council reappoints:

Linda N. Perdue

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2005. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 42, 2003 was retitled COUNCIL RESOLUTION NO. 24, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 24, 2003

A COUNCIL RESOLUTION reappointing Gary Gibson to the Equal Opportunity Advisory Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Equal Opportunity Advisory Board, the Council reappoints:

Gary Gibson

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2005. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 45, 2003 was retitled COUNCIL RESOLUTION NO. 25, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 25, 2003

A COUNCIL RESOLUTION reappointing Sue Beesley to the City County Administrative Board.

February 3, 2003

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the City County Administrative Board, the Council reappoints:

Sue Beesley

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2003. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 46, 2003 was retitled COUNCIL RESOLUTION NO. 26, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 26, 2003

A COUNCIL RESOLUTION reappointing Eric D. Jones to the Urban Enterprise Association.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Urban Enterprise Association, the Council reappoints:

Eric D. Jones

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2006. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 47, 2003 was retitled COUNCIL RESOLUTION NO. 27, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 27, 2003

A COUNCIL RESOLUTION appointing Leon Bates to the Marion County Storm Water Management Advisory Committee.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Marion County Storm Water Management Advisory Committee, the Council appoints:

Leon Bates

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2005. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 48, 2003 was retitled COUNCIL RESOLUTION NO. 28, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 28, 2003

A COUNCIL RESOLUTION reappointing Curtis Coonrod to the Audit Committee.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Audit Committee, the Council reappoints:

Curtis Coonrod

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2003. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 50, 2003 was retitled COUNCIL RESOLUTION NO. 29, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 29, 2003

A COUNCIL RESOLUTION reappointing Richard Petrecca to the County Property Tax Assessment Board of Appeals.

**BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. As a member of the County Property Tax Assessment Board of Appeals, the Council reappoints:

Richard Petrecca

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2003. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 51, 2003 was retitled COUNCIL RESOLUTION NO. 30, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 30, 2003

A COUNCIL RESOLUTION appointing John Thompson to the Urban Enterprise Association.

**BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. As a member of the Urban Enterprise Association, the Council appoints:

John Thompson

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2006. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 54, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves a transfer of \$10,564 in the 2003 Budget of the County Auditor and the Prosecuting Attorney (State and Federal Grants Fund) to cover the existing bills for the Community Court"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 55, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$10,400 in the 2003 Budget of the Prosecuting Attorney (State and Federal Grants Fund) to provide partial funding for a contractual Protective Order Clerk, funded by a state grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 56, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$15,000 in the 2003 Budget of the Prosecuting Attorney (State and Federal Grants Fund) to support a volunteer coordinator for the Family Advocacy Center's Volunteer Advocate Project, funded by a state grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 57, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$63,000 in the 2003 Budget of the Clerk of the Circuit Court (Clerk's Perpetuation Fund) to fund off-site storage of records and replacement of office computers, financed by fund balances"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 58, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$1,600 in the 2003 Budget of the Clerk of the Circuit Court (Enhanced Access Fund) to fund the data entries of divorce index books into a electronic database, financed by fund balances"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 59, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$50,000 in the 2003 Budget of the Marion County Superior Court (State and Federal Grants Fund) to fund the Community Court Treatment Readiness Program, funded by a grant from the Indiana Criminal Justice Institute (The local match of \$16,667 is funded by existing appropriations in the Prosecuting Attorney's budget.)"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 60, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$19,844 in the 2003 Budget of the Marion County Superior Court (State and Federal Grants Fund) to fund Indiana Advocates for Children, Kids' Voice, funded by a grant from Community Addiction Services of Indiana"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 61, 2003. Introduced by Councillors Dowden, Moriarty Adams, and Soards. The Clerk read the proposal entitled: "A Proposal for a Fire Special Service District Fiscal Ordinance which approves an increase of \$740,000 in the 2003 Budget of the Department of Public Safety, Fire Division (Non-Lapsing Federal Grants Fund) to assist Indiana Task Force One in becoming a Weapons of Mass Destruction Urban, Search and Rescue Team, financed by a federal grant from FEMA (Federal Emergency Management Agency)"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 62, 2003. Introduced by Councillors Dowden and Moriarty Adams. The Clerk read the proposal entitled: "A Proposal for a Fire Special Service District Fiscal Ordinance which approves an increase of \$1,500 in the 2003 Budget of the Department of Public Safety, Fire Division (Non-Lapsing Federal Grants Fund) to support IFD Station #30's Permanent Fitting Stations program (a program to educate citizens on the proper installation and use of car seats), financed by a federal grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 63, 2003. Introduced by Councillors Dowden and Moriarty Adams. The Clerk read the proposal entitled: "A Proposal for a Fire Special Service District Fiscal Ordinance which approves a transfer totaling \$38,890 in the Department of Public Safety, Fire Division Non-

Lapsing Federal Grants Fund (amends Fire Special Service District Fiscal Ordinance No. 6, 2002) to fund a contract with Public Safety Medical Services to enhance existing wellness services it is currently providing to IFD"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 64, 2003. Introduced by Councillor Massie. The Clerk read the proposal entitled: "A Proposal for a Special Ordinance which authorizes the issuance and sale of notes of Marion County, Indiana for the purpose of making a loan to provide funds to acquire a new voting system for Marion County and to pay the expenses in connection with or on account of the issuance of such notes"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 65, 2003. Introduced by Councillor Massie. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which appropriates the proceeds (including investment earnings thereon) of the Marion County, Indiana limited recourse notes, Series 2003 A"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 66, 2003. Introduced by Councillor Bainbridge. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes stop signs for Danbury Road and Egleddale Drive (District 8)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 67, 2003. Introduced by Councillor Langsford. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes intersection controls for Willow Oaks Subdivision, Section 2 (District 13)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 68, 2003. Introduced by Councillor Langsford. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes intersection controls for Willow Lakes Subdivision, Section 2 (District 13)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 69, 2003. Introduced by Councillor Knox. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes intersection controls for Gasoline Alley and Grande Avenue (District 17)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 70, 2003. Introduced by Councillor Knox. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions on Regent Street near Lynhurst Drive (District 17)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 71, 2003. Introduced by Councillors Black and Nytes. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions on Central Avenue near 32nd Street (Districts 6, 22)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 72, 2003. Introduced by Councillor Nytes. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes special parking restrictions at various locations on Massachusetts Avenue (District 22)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 73, 2003. Introduced by Councillor Nytes. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes the deletion of parking restrictions on various streets in the Lockerbie Neighborhood (District 22)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 74, 2003. Introduced by Councillor McWhirter. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Kenneth Almon to the Equal Opportunity Advisory Board"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 75, 2003. Introduced by Councillors Boyd and Nytes. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Nellie J. Daniels to the Equal Opportunity Advisory Board"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 76, 2003. Introduced by Councillors Boyd and Nytes. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Colette Anita Johnson to the Equal Opportunity Advisory Board"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 77, 2003. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints C. Eugene Hendricks to the Metropolitan Development Commission"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 78, 2003. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Brian Murphy to the Metropolitan Development Commission"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 79, 2003. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Randolph L. Snyder to the Metropolitan Development Commission"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 80, 2003. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Joanna Walker to the Metropolitan Board of Zoning Appeals Division I"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 81, 2003. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Alan Retherford to the Metropolitan Board of Zoning Appeals Division I"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 82, 2003. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Stephen M. Badger to the Metropolitan Board of Zoning Appeals Division II"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 83, 2003. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Mac J. Martin to the Metropolitan Board of Zoning Appeals Division II"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 84, 2003. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Michael Engel to the Metropolitan Board of Zoning Appeals Division III"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 85, 2003. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints J. Darrell Bakken to the Metropolitan Board of Zoning Appeals Division III"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 86, 2003. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Terry Hursh to the Ft. Benjamin Harrison Reuse Authority"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 87, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Carol Ryan to the Animal Care and Control Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 88, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Brian Tuohy to the Marion County Public Defender Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 89, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Jody Tilford to the Marion County Community Corrections Advisory Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 90, 2003. Introduced by Councillor Coonrod. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Mark F. Rumreich to the Marion County Storm Water Management Advisory Committee"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 91, 2003. Introduced by Councillors Langsford and Soards. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends the Code to make up any pay difference for Guard and Reserve City and County employees who are called up for active military duty"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 92, 2003. Introduced by Councillors Bradford and Borst. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which concerns U.S. Filter and Indianapolis Water Company employees and retirees"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 112, 2003. Introduced by Councillor Massie. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Mike Harrington to the Common Construction Wage Committee for the City of Southport"; and the President referred it to the Rules and Public Policy Committee.

Councillor Massie moved, seconded by Councillor Talley, to suspend the Council Rules and hear Proposal No. 112, 2003, this evening. He said that in order to stay on schedule with construction, this appointment needs to be made before the next Council meeting. He added that these types of appointments are routinely made on the Council floor, and the Mayor of Southport has asked that the proposal be considered, if at all possible, this evening. The motion to suspend the Rules carried by a unanimous voice vote.

PROPOSAL NO. 112, 2003. The proposal, sponsored by Councillor Massie, appoints Mike Harrington to the Common Construction Wage Committee for the City of Southport. Councillor Massie stated that each Council member has a copy of Mr. Harrington's resume and he would appreciate their support. Councillor Massie moved, seconded by Councillor Talley, for adoption. Proposal No. 112, 2003 was adopted by a unanimous voice vote.

Proposal No. 112, 2003 was retitled COUNCIL RESOLUTION NO. 31, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 31, 2003

A COUNCIL RESOLUTION appointing Mike Harrington to the Common Construction Wage Committee for the City of Southport.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Common Construction Wage Committee for the City of Southport, the Council appoints:

Mike Harrington

SECTION 2. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and qualifies.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 95, 2003, PROPOSAL NOS. 96-109, 2003, and PROPOSAL NOS. 110-111, 2003. Introduced by Councillor Langsford. Proposal No. 95, 2003, Proposal Nos. 96-109, 2003, and Proposal Nos. 110-111, 2003 are proposals for Rezoning Ordinances certified by the Metropolitan Development Commission on January 13, 21, and 27, 2003. The President called for any motions for public hearings on any of those zoning maps changes. There being no motions for public hearings, the proposed ordinances, pursuant to IC 36-7-4-608, took effect as if adopted by the City-County Council, were retitled for identification as REZONING ORDINANCE NOS. 7-23, 2003, the original copies of which ordinances are on file with the Metropolitan Development Commission, which were certified as follows:

REZONING ORDINANCE NO. 7, 2003.

2002-ZON-057

6020 SOUTH BELMONT AVENUE (approximate address), INDIANAPOLIS.

PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 25

KEVIN R. WADSWORTH, by Michael J. Kias, requests a rezoning of 1.0 acre, being in the D-A (FF)(W-1) District, to the C-ID (FF)(W-1) classification to provide for the retail sale and installation of decks and related permitted uses.

REZONING ORDINANCE NO. 8, 2003.

2002-ZON-114

7229 LAKE ROAD (approximate address), INDIANAPOLIS.

PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 25

BARBARA DOUTHITT and PAUL WHITE, by David Kingen, requests a rezoning of 13.39 acres, being in the D-A (FF) (W-1) District, to the D-A (GSB) (FF) (W-1) classification to provide for a temporary gravel, sand borrow use.

REZONING ORDINANCE NO. 9, 2003.

2002-ZON-144

4437 CLARK ROAD (approximate address), INDIANAPOLIS.

FRANKLIN TOWNSHIP, COUNCILMANIC DISTRICT # 23

CLEARWOOD DEVELOPMENT, INC., by David A. Retherford, requests a rezoning of 3.856 acres, being in the D-A District, to the C-3 classification to provide for neighborhood commercial development.

REZONING ORDINANCE NO. 10, 2003.

2002-ZON-145

125-135 SOUTH MITTHOEFER ROAD (approximate address), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 13

MEETING SERVICES UNLIMITED, by Andi M. Metzel and Walter E. Wolf, requests a rezoning of 2.18 acres, being in the D-A District, to the C-1 classification to provide for commercial development.

REZONING ORDINANCE NO. 11, 2003.

2002-ZON-147

3130 GERMAN CHURCH ROAD (approximate addresses), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 5

HINDU TEMPLE OF CENTRAL INDIANA, INC., Marci A. Reddick, requests a rezoning of 13.173 acres, being in the D-A and SU-38 Districts, to the SU-1 classification to provide for religious uses.

REZONING ORDINANCE NO. 12, 2003.

2002-ZON-152

6640 HERON NECK DRIVE (approximate address), INDIANAPOLIS.

PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 25

LIGHTHOUSE LANDINGS APARTMENTS, LLC, by Michael J. Kias, requests a rezoning of 4.716 acres, being in the D-A District, to the C-S classification to provide for commercial development including all C-1, C-3 uses and / or a banquet facility.

REZONING ORDINANCE NO. 13, 2003.

2001-ZON-159

630, 634, 702, 706, & 710 N. COLLEGE AVENUE, 610, 614, 620, 622, & 624 E. WALNUT ST., 701, 703 N. PARK AVENUE, 701 MASSACHUSETTS AVENUE (aka 708 N. CINCINNATI STREET (approximate addresses), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 22

NEIGHBORHOOD/DOWNTOWN ZONING ASSISTANCE, INC. requests a rezoning of 1.311 acres, being in the I-3-U District, to the CBD-2 classification to allow for mixed use residential/commercial development.

REZONING ORDINANCE NO. 14, 2003.

2002-ZON-161

1710 & 1732 North Mitthoefer Road (approximate address), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 12

MSD OF WARREN TOWNSHIP, by Philip A. Nicely requests a rezoning of 10.118 acres, being in the D-A District, to the D-3 classification to provide for residential development.

REZONING ORDINANCE NO. 15, 2003.

2002-ZON-162

202 EAST 91ST STREET AND 9105 NORTH PENNSYLVANIA STREET (approximate addresses), INDIANAPOLIS.

WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT # 3

9800 DEVELOPMENT LLC., by Philip A. Nicely, requests a rezoning of 0.9 acre, being in the D-3 District, to the C-I classification to provide for a one-story office building.

REZONING ORDINANCE NO. 16, 2003.

2002-ZON-164

8450 NORTHWEST BOULEVARD (approximate address), INDIANAPOLIS.

PIKE TOWNSHIP, COUNCILMANIC DISTRICT # 1

ORTHOPAEDICS INDIANAPOLIS. SURGICAL ASSOCIATES, LLC., by Mary E Solada, request a rezoning of 9.569 acres, being in the C-1 and C-6 Districts, to the HD-1 classification to provide for an inpatient orthopedic surgical hospital.

REZONING ORDINANCE NO. 17, 2003.

2002-ZON-167

714 EAST WALNUT STREET AND 719 EAST SAINT CLAIR STREET (approximate addresses), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 22

ROBERT L. YOUNG requests a rezoning of 0.2937 acre, being in the I-3-U (RC) District, to the CBD-2 (RC) classification.

REZONING ORDINANCE NO. 18, 2003.

2002-ZON-168

1745 NORTH RACEWAY ROAD (approximate address), INDIANAPOLIS.

WAYNE TOWNSHIP, COUNCILMANIC DISTRICT # 18

DURA BUILDERS INC., by John Van Buskirk, requests a rezoning of 33.495 acres, being in the SU-10 (FF) (FW) District, to the D-5 (FF) (FW) classification to provide for a single-family residential development.

REZONING ORDINANCE NO. 19, 2003.

2002-ZON-169

7575 GEORGETOWN ROAD (approximate address), INDIANAPOLIS.

PIKE TOWNSHIP, COUNCILMANIC DISTRICT # 1

HARLAN DEVELOPMENT COMPANY, LLC requests a rezoning of 27.803 acres, being in the I-2-S and I-3-S Districts, to the I-3-S classification to permit the use of an existing 109,527.37 square foot industrial structure as a bakery.

REZONING ORDINANCE NO. 20, 2003.

2002-ZON-838 (2002-DP-011)

6425 CHURCHMAN AVENUE (approximate address), INDIANAPOLIS.

FRANKLIN TOWNSHIP, COUNCILMANIC DISTRICT # 23

ARBOR HOMES, by Thomas Michael Quinn, requests a rezoning of 46.92 acres, being in the D-A District, to the D-P classification to provide for 119 single-family dwellings, resulting in 2.54 units per acre.

REZONING ORDINANCE NO. 21, 2003.

2002-ZON-845 (2002-DP-012)

7420 EAST EDGEWOOD AVENUE (approximate address), INDIANAPOLIS.

FRANKLIN TOWNSHIP, COUNCILMANIC DISTRICT # 23

WAYNE and NORMA K. GRADY request a rezoning of 5.3 acres, being in the D-A District, to the D-P classification to provide for the development of a single-family residential development with two existing single-family dwellings, resulting in 0.57 units per acre.

REZONING ORDINANCE NO. 22, 2003.

2002-ZON-138

7400 US 31 SOUTH (approximate address), INDIANAPOLIS.

PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 20

HICKORY CENTRE, LLC, by Brian J. Tuohy, requests a rezoning of 1.73 acres, being in D-A District, to the C-I classification to provide for general office use.

REZONING ORDINANCE NO. 23, 2003.

2002-ZON-843 (Amended)

4104 TODD ROAD (approximate address), INDIANAPOLIS.

PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 24

WILFRED C. AND NANCY SUE BREHOB, by Julia L. Branham, request a rezoning of 17 acres being in the D-A District, to the D-P classification to provide for a five-lot residential subdivision, with a density of 0.27 units per acre.

SPECIAL ORDERS - PUBLIC HEARING

Councillor Cockrum reported that the Parks and Recreation Committee heard Proposal Nos. 4-8, 2003 on January 16, 2003. He asked for consent to vote on Proposal Nos. 4-6, 2003 together, as they came from Committee with unanimous do pass recommendations. Consent was given.

PROPOSAL NO. 4, 2003. The proposal, sponsored by Councillors Cockrum and Douglas, approves an appropriation of \$50,000 in the 2003 Budget of the Department of Parks and Recreation (Park General Fund) to design and construct the Indianapolis First Tee Junior Golf Facility at 1100 East 25th Street, financed by a grant from the United States Golf Association. PROPOSAL NO. 5, 2003. The proposal, sponsored by Councillors Cockrum, Douglas, and Langsford, approves an appropriation of \$13,000 in the 2003 Budget of the Department of Parks and Recreation (Park General Fund) to restore the natural habitat and environment at Ellenberger Park, and to remove invasive plant species at Holliday Park, financed by "Golden Eagle" grants from Indianapolis Power and Light. PROPOSAL NO. 6, 2003. The proposal, sponsored by Councillors Cockrum and Douglas, approves an appropriation of \$187,095 in the 2003 Budget of the Department of Parks and Recreation (Non-Lapsing Federal Grants Fund) to restore and maintain vegetation and the natural habitat of 49 acres of Town Run South Trail Park, financed by federal funds. By unanimous votes, the Committee reported the proposals to the Council with the recommendation that they do pass.

Councillor Nytes commended the Director of the Department of Parks and Recreation, Joseph Wynns, on the addition of the junior golf facility. She said that it will add a wonderful option for youth in this area.

President Borst called for public testimony at 7:37 p.m. There being no one present to testify, Councillor Cockrum moved, seconded by Councillor Douglas, for adoption. Proposal Nos. 4-6, 2003 were adopted on the following roll call vote; viz:

27 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Massie, McWhirter, Moriarty Adams, Nytes, Schneider, Short, Smith, Soards, Talley, Tilford

0 NAYS:

2 ABSENT: Langsford, Sanders

Proposal No. 4, 2003 was retitled FISCAL ORDINANCE NO. 1, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 1, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance 99, 2002) appropriating an additional Fifty Thousand Dollars (\$50,000) in the Park General Fund for purposes of the Department of Parks and Recreation and reducing the unappropriated and unencumbered balance in the Park General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (l) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Parks and Recreation to design and construct the Indianapolis First Tee Junior Golf Facility at 1100 East 25th Street, financed by a grant from the United States Golf Association.

SECTION 2. The sum of Fifty Thousand Dollars (\$50,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>DEPARTMENT OF PARKS AND RECREATION</u>	<u>PARK GENERAL FUND</u>
4. Capital Outlay	<u>50,000</u>
TOTAL INCREASE	50,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>PARK GENERAL FUND</u>
Unappropriated and Unencumbered	
Park General Fund	<u>50,000</u>
TOTAL REDUCTION	50,000

SECTION 5. The projected December 31, 2003, fund balance for the Park General Fund is as follows:

Cash balance as of December 31, 2002	13,408,452
Estimated 2003 revenues (per 2003 budget)	<u>25,538,965</u>
Projected funds available	38,947,417
2003 appropriations, including prior year carryover encumbrances	28,774,301
Proposed appropriation (this proposal)	50,000
Pending appropriation requests (Proposal No. 4, 2003)	13,000
Additional anticipated appropriations to be submitted later in 2003 (Lilly projects)	<u>7,594,888</u>
Projected fund balance December 31, 2003	2,515,228

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 5, 2003 was retitled FISCAL ORDINANCE NO. 2, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 2, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance 99, 2002) appropriating an additional Thirteen Thousand Dollars (\$13,000) in the Park General Fund for purposes of the Department of Parks and Recreation and reducing the unappropriated and unencumbered balance in the Park General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01(l) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Parks and Recreation to restore the natural habitat and environment at Ellenberger Park, and to remove invasive plant species at Holliday Park, financed by "Golden Eagle" grants from Indianapolis Power and Light.

SECTION 2. The sum of Thirteen Thousand Dollars (\$13,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>DEPARTMENT OF PARKS AND RECREATION</u>	<u>PARK GENERAL FUND</u>
2. Materials and Supplies	10,000
3. Other Services and Charges	<u>3,000</u>
TOTAL INCREASE	13,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>PARK GENERAL FUND</u>
Unappropriated and Unencumbered	
Park General Fund	<u>13,000</u>
TOTAL REDUCTION	13,000

SECTION 5. The projected December 31, 2003, fund balance for the Park General Fund is as follows:

Cash balance as of December 31, 2002	13,408,452
Estimated 2003 revenues (per 2003 budget)	<u>25,538,965</u>
Projected funds available	38,947,417
2003 appropriations, including prior year carryover encumbrances	28,774,301
Proposed appropriation (this proposal)	13,000
Pending appropriation requests (proposal ____)	<u>50,000</u>
Additional anticipated appropriations to be submitted later in 2003 (Lilly projects)	7,594,888
Projected fund balance December 31, 2003	2,515,228

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 6, 2003 was retitled FISCAL ORDINANCE NO. 3, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 3, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance 99, 2002) appropriating an additional One Hundred Eighty-seven Thousand Ninety-five Dollars (\$187,095) in the Non-Lapsing Federal Grants Fund for purposes of the Department of Parks and Recreation and reducing the unappropriated and unencumbered balance in the Non-Lapsing Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (l) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Parks and Recreation to restore and maintain vegetation and the natural habitat of 49 acres of Town Run South Trail Park, financed by federal funds.

SECTION 2. The sum of One Hundred Eighty-seven Thousand and Ninety-five Dollars (\$187,095) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>DEPARTMENT OF PARKS AND RECREATION</u>	<u>NON-LAPSING FEDERAL GRANTS FUND</u>
2. Materials and Supplies	40,000
3. Other Services and Charges	<u>147,095</u>
TOTAL INCREASE	187,095

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>NON-LAPSING FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
Non-Lapsing Federal Grants Fund	<u>187,095</u>
TOTAL REDUCTION	187,095

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 7, 2003. The proposal, sponsored by Councillors Cockrum and Douglas, approves an appropriation of \$507,500 in the 2003 Budget of the Department of Parks and Recreation (Non-Lapsing Federal Grants Fund) to fund a restoration project at Reverend Martin Luther King Jr. Park, which will repair the swimming pool walls and repair and enhance the interactive water playground, financed by federal grants (Local match of \$217,500 is funded by existing appropriation in the Department of Parks and Recreation budget.). By a 7-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Massie said that he voted against the proposal in Committee because he thought Federal tax dollars were being used, but he has been told that it is not tax money and therefore he will support the proposal.

President Borst called for public testimony at 7:39 p.m. There being no one present to testify, Councillor Cockrum moved, seconded by Councillor Douglas, for adoption. Proposal No. 7, 2003 was adopted on the following roll call vote; viz:

27 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Massie, McWhirter, Moriarty Adams, Nyles, Schneider, Short, Smith, Soards, Talley, Tilford
0 NAYS:
2 ABSENT: Langsford, Sanders

Proposal No. 7, 2003 was retitled FISCAL ORDINANCE NO. 4, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 4, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance 99, 2002) appropriating an additional Five Hundred Seven Thousand Five Hundred Dollars (\$507,500) in the Non-Lapsing Federal Grants Fund for purposes of the Department of Parks and Recreation and reducing the unappropriated and unencumbered balance in the Non-Lapsing Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01(l) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Parks and Recreation to fund a restoration project at Reverend Martin Luther King Jr. Park which will repair the swimming pool walls and repair and enhance the interactive water playground, financed by federal grants.

SECTION 2. The sum of Five Hundred Seven Thousand Five Hundred Dollars (\$507,500) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>DEPARTMENT OF PARKS AND RECREATION</u>	<u>NON-LAPSING FEDERAL GRANTS FUND</u>
4. Capital Outlay	<u>507,500</u>
TOTAL INCREASE	507,500

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>NON-LAPSING FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
Non-Lapsing Federal Grants	<u>507,500</u>
TOTAL REDUCTION	507,500

SECTION 5. The following existing appropriations in the Parks and Recreation Department's 2003 budget are hereby approved to be used as the 30% local match required for this grant:

CITY CUMULATIVE CAPITAL DEVELOPMENT FUND

Existing appropriation:

4. Capital Outlay	<u>217,500</u>
TOTAL	217,500

SECTION 6. Except to the extent of matching funds approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 8, 2003. The proposal, sponsored by Councillors Cockrum and Douglas, approves an appropriation of \$200,000 in the 2003 Budget of the Department of Parks and Recreation (Non-Lapsing Federal Grants Fund) to acquire 50 acres of land adjacent to Mann Road in Decatur Township, including 8.6 acres of forest land, as an addition to Southwestway Park, financed by a federal grant. By a 7-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

President Borst called for public testimony at 7:40 p.m. There being no one present to testify, Councillor Cockrum moved, seconded by Councillor Douglas, for adoption. Proposal No. 8, 2003 was adopted on the following roll call vote; viz:

27 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Massie, McWhirter, Moriarty Adams, Nyles, Schneider, Short, Smith, Soards, Talley, Tilford

0 NAYS:

2 ABSENT: Langsford, Sanders

Proposal No. 8, 2003 was retitled FISCAL ORDINANCE NO. 5, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 5, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance 99, 2002) appropriating an additional Two Hundred Thousand Dollars (\$200,000) in the Non-Lapsing Federal Grants Fund for purposes of the Department of Parks and Recreation and reducing the unappropriated and unencumbered balance in the Non-Lapsing Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (l) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Parks and Recreation to acquire 50 acres of land adjacent to Mann Road in Decatur Township, including 8.6 acres of forest land, as an addition to Southwestway Park, financed by a federal grant.

SECTION 2. The sum of Two Hundred Thousand Dollars (\$200,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>DEPARTMENT OF PARKS AND RECREATION</u>	<u>NON-LAPSING FEDERAL GRANTS FUND</u>
4. Capital Outlay	<u>200,000</u>
TOTAL INCREASE	200,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>NON-LAPSING FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
Federal Non-Lapsing Grants Fund	<u>200,000</u>
TOTAL REDUCTION	200,000

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 9-13, 2003 on January 15, 2003. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 9, 2003. The proposal, sponsored by Councillor Moriarty Adams, approves an increase of \$82,433 in the 2003 Budget of the County Sheriff (State and Federal Grants Fund) to reimburse overtime spent for eight officers assigned to investigate incidents of violent crimes, funded by a grant through Federal Bureau of Investigations. PROPOSAL NO. 10, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$620,000 in the 2003 Budget of the Metropolitan Emergency Communications Agency (MECA/County Emergency Telephone System Fund) to fund the purchase of new radios, financed by fund balances. PROPOSAL NO. 11, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$332,000 in the 2003 Budget of Marion County Justice Agency (Law Enforcement Equitable Share) to appropriate funds for the 2003 Budget. PROPOSAL NO. 12, 2003. The proposal, sponsored by Dowden, approves an increase of \$62,000 in the 2003 Budget of Marion County Justice Agency (Conditional Release Fund) to fund the Conditional Release Redesign Project, financed by fund balances. PROPOSAL NO. 13, 2003. The proposal, sponsored by Councillors Dowden, Moriarty Adams, and Talley, approves an increase of \$33,663 in the 2003 Budget of Community Corrections (Home Detention User Fee Fund) to fund an evaluation of the Marion County Community Correction Mental Health Component, financed by fund balances. By 9-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass.

President Borst called for public testimony at 7:46 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Talley, for adoption. Proposal Nos. 9-13, 2003 were adopted on the following roll call vote; viz:

26 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Horseman, Knox, Massie, McWhirter, Moriarty Adams, Nytes, Schneider, Short, Smith, Soards, Talley, Tilford
 0 NAYS:
 1 NOT VOTING: Gray
 2 ABSENT: Langsford, Sanders

Proposal No. 9, 2003 was retitled FISCAL ORDINANCE NO. 6, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 6, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Eighty-two Thousand Four Hundred Thirty-three Dollars (\$82,433) in the State and Federal Grants Fund for purposes of the County Sheriff and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (f) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Sheriff to reimburse overtime spent on eight officers working violent crimes.

SECTION 2. The sum of additional Eighty-two Thousand Four Hundred Thirty-three Dollars (\$82,433) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY SHERIFF</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services	<u>82,433</u>
TOTAL INCREASE	82,433

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>82,433</u>
TOTAL REDUCTION	82,433

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 10, 2003 was retitled FISCAL ORDINANCE NO. 7, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 7, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 92, 2002) appropriating an additional Six Hundred Twenty Thousand Dollars (\$620,000) in the MECA/County Emergency Telephone System Fund for purposes of the Metropolitan Emergency Communications Agency and reducing the unappropriated and unencumbered balance in the MECA/County Emergency Telephone System Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section I of the Metropolitan Emergency Communications Agency Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Metropolitan Emergency Communications Agency to purchase new radios.

SECTION 2. The sum of Six Hundred Twenty Thousand Dollars (\$620,000) be, and the same is hereby, appropriated the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY</u>	<u>MECA/COUNTY EMERGENCY TELEPHONE SYSTEM FUND</u>
4. Capital Outlay	<u>620,000</u>
TOTAL INCREASE	620,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>MECA/COUNTY EMERGENCY TELEPHONE SYSTEM FUND</u>
Unappropriated and Unencumbered MECA/County Emergency Telephone System Fund	<u>620,000</u>
TOTAL REDUCTION	620,000

SECTION 5. The projected December 31, 2003, fund balance for the MECA/County Emergency Telephone System Fund is as follows:

Current cash balance (12-31-02)	2,896,723
Anticipated additional revenue through December 31, 2003	<u>1,150,000</u>
Projected funds available	4,046,723
Remaining appropriations and encumbrances	988,890
Proposed additional appropriation	<u>620,000</u>
Projected fund balance December 31, 2003	2,437,833

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 11, 2003 was retitled FISCAL ORDINANCE NO. 8, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 8, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97 2002) appropriating an additional Three Hundred Thirty-two Thousand Dollars (\$332,000) in the Law Enforcement Equitable Share Fund for purposes of the Marion County Justice Agency and reducing the unappropriated and unencumbered balance in the Law Enforcement Equitable Share Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (i) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion County Justice Agency to appropriate unappropriated and unencumbered funds for the 2003 Budget.

SECTION 2. The sum of Three Hundred Thirty-two Thousand Dollars (\$332,000) Dollars be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION COUNTY JUSTICE AGENCY</u>	<u>LAW ENFORCEMENT EQUITABLE SHARE FUND</u>
2. Supplies	67,000
3. Other Services and Charges	75,000
4. Capital Outlay	<u>190,000</u>
TOTAL INCREASE	332,000

SECTION 4. The said additional appropriation is funded by the following reductions:

<u>LAW ENFORCEMENT EQUITABLE SHARE FUND</u>	
Unappropriated and Unencumbered	
Law Enforcement Equitable Share Fund	332,000
TOTAL REDUCTION	332,000

SECTION 5. The projected December 31, 2003, fund balance for the Law Enforcement Equitable Share Fund is as follows:

Current cash balance (12-31-02)	515,193
Anticipated additional revenue through December 31, 2003	0
Projected funds available	515,193
Remaining appropriations and encumbrances	0
Proposed additional appropriation	332,000
Projected fund balance December 31, 2003	183,193

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 12, 2003 was retitled FISCAL ORDINANCE NO. 9, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 9, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97 2002) appropriating an additional Sixty-two Thousand Dollars (\$62,000) in the Conditional Release Fund for purposes of the Marion County Justice Agency and reducing the unappropriated and unencumbered balance in the Conditional Release Fund .

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (i) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion County Justice Agency to fund the Conditional Release Redesign Project.

SECTION 2. The sum of Sixty-two Thousand Dollars (\$62,000) Dollars be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION COUNTY JUSTICE AGENCY</u>	<u>CONDITIONAL RELEASE FUND</u>
3. Other Services and Charges	62,000
TOTAL INCREASE	62,000

SECTION 4. The said additional appropriation is funded by the following reductions:

<u>CONDITIONAL RELEASE FUND</u>	
Unappropriated and Unencumbered	
Conditional Release Fund	62,000
TOTAL REDUCTION	62,000

SECTION 5. The projected December 31, 2003, fund balance for the Conditional Release Fund is as follows:

Projected fund balance December 31, 2002	434,656
Plus 2003 estimated revenues	90,000
Less 2003 Budget	141,881
Projected fund balance Dec 31, 2003	382,775

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 13, 2003 was retitled FISCAL ORDINANCE NO. 10, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 10, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Thirty-three Thousand Six Hundred Sixty-three Dollars (\$33,663) in the Home Detention User Fee Fund for purposes of the Community Corrections and reducing the unappropriated and unencumbered balance in the Home Detention User Fee Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section I(g) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Community Corrections to fund an evaluation of the Marion County Community Correction Mental Health Component.

SECTION 2. The sum of Thirty-three Thousand Six Hundred Sixty-three Dollars (\$33,663) be, and the same is hereby, appropriated the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COMMUNITY CORRECTIONS</u>	<u>HOME DETENTION USER FEE FUND</u>
3. Other Services and Charges	<u>33,663</u>
TOTAL INCREASE	33,663

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>HOME DETENTION USER FEE FUND</u>
Unappropriated and Unencumbered	
Home Detention User Fee Fund	<u>33,663</u>
TOTAL REDUCTION	33,663

SECTION 5. The projected December 31, 2003, fund balance for the Home Detention User Fee Fund is as follows:

Projected funds available December 31, 2002	605,528
Remaining appropriations and encumbrances	764
Proposed additional appropriation	<u>33,663</u>
Projected fund balance December 31, 2003	571,101

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 567, 2002. Councillor Massie reported that the Rules and Public Policy Committee heard Proposal No. 567, 2002 on November 25, 2002 and January 14, 2003. The proposal, sponsored by Councillors Bradford and Schneider, recommends that the city's purchase of the Indianapolis Water Company be rescinded. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it be stricken. Councillor Massie moved, seconded by Councillor Talley, to strike. Proposal No. 567, 2002 was stricken by a unanimous voice vote.

PROPOSAL NO. 1, 2003. Councillor Massie reported that the Rules and Public Policy Committee heard Proposal No. 1, 2003 on January 14, 2003. The proposal, sponsored by Councillors Soards, Bainbridge, Black, Boyd, Brents, Cockrum, Conley, Coughenour, Douglas, Dowden, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams,

Nytes, Sanders, Smith, Talley, and Tilford, urges the Indiana General Assembly, State of Indiana Alcohol & Tobacco Commission and the local Alcoholic Beverage Board of Marion County to stop the potential proliferation of alcohol outlets commonly referred to as gas stations and convenience stores. By a 5-1-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

Councillor Schneider said that he opposes the proposal because the number of applications for these licenses is actually very low and almost all of them have either been denied or no action has been taken on them. He said that the system is already working with the local liquor board and he supports a free market.

Councillor Gibson said he also supports a free market, but many of these places become a problem for the neighborhoods, and therefore he supports the proposal.

Councillor Knox said he also supports the proposal and said that gas stations and alcohol sales combined cause too much temptation for the possibility of drinking and driving.

Councillor Massie moved, seconded by Councillor Soards, for adoption. Proposal No. 1, 2003 was adopted on the following roll call vote; viz:

25 YEAS: Bainbridge, Black, Borst, Boyd, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Massie, McWhirter, Moriarty Adams, Nytes, Short, Smith, Soards, Talley, Tilford

2 NAYS: Bradford, Schneider

2 ABSENT: Langsford, Sanders

Councillor Soards said that this vote is a true victory for neighborhoods. Councillor Bradford asked for consent to explain his vote. Consent was given. Councillor Bradford said that he has handled many types of applications for the liquor board in the past and he believes the system works as it is, since most of these applications are already being denied.

Proposal No. 1, 2003 was retitled COUNCIL RESOLUTION NO. 32, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 32, 2003

A SPECIAL RESOLUTION urging the Indiana General Assembly, State of Indiana Alcohol & Tobacco Commission and the local Alcoholic Beverage Board of Marion County to stop the potential proliferation of alcohol outlets commonly referred to as gas stations and convenience stores.

WHEREAS, the City-County Council of Indianapolis, Indiana, acknowledges that the Indiana Alcohol & Tobacco Commission has specific powers and duties pursuant to Indiana Code Section 7.1-2-3-4; and

WHEREAS, the Council further acknowledges that the Alcohol Beverage Board of Marion County, pursuant to Indiana Code Section 7.1-2-4-1, is regulated by the Indiana Alcohol & Tobacco Commission as to its procedures and investigations as addressed in Indiana Code Section 7.1-2-3-21; and

WHEREAS, the City-County Council of Indianapolis believes that a local policy prohibiting the sale of alcoholic beverages at locations commonly referred to as gas stations and convenience stores is essential in preserving and fostering strong neighborhoods; and

WHEREAS, the City-County Council is concerned by recent attempts to legalize hard liquor sales in gas stations and convenience stores, the least regulated points of sale of alcohol; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

February 3, 2003

SECTION 1. The City-County Council of Indianapolis, Indiana acknowledges that the Indiana Alcohol and Tobacco Commission and the Alcohol Beverage Board of Marion County have specific powers and duties granted to it by State legislation.

SECTION 2. The City-County Council believes that the Indiana Alcohol & Tobacco Commission and the Marion County Alcohol Beverage Board should adopt policies prohibiting the sale of alcohol in retail outlets commonly referred to as gas stations and convenience stores.

SECTION 3. The City-County Council asks the Indiana General Assembly to address this issue by defining a "Grocery Store" in a manner that is consistent and provides for common understanding of criteria that clearly differentiates between those retail outlets that can and cannot legally sell liquor in the State of Indiana based on the definition of grocery.

SECTION 4. The City-County Council supports Indianapolis Neighborhoods as they pursue to protect the quality of life that every resident of Indianapolis deserves.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 28, 2003. In Councillor Langsford's absence, Councillor Coughenour reported that the Metropolitan Development Committee heard Proposal No. 28, 2003 on January 27, 2003. The proposal, sponsored by Councillors Talley, Smith, and Schneider, allows signs for special events of not-for-profit entities to be erected or posted for a temporary period of time on the property of the not-for-profit entity without an improvement location permit (02-AO-02) (Certified January 8, 2003). By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Talley said that he would appreciate the support of fellow Councillors as he feels this is a very important issue.

Councillor Coonrod said that he had a constituent make a similar proposal earlier last year, and he would like to see a provision for signage on parks property, as well, and would like to amend the proposal to include parks land. Councillor Talley said that he believes before a change like that is made, the issue should be discussed more in-depth with the Departments of Parks and Metropolitan Development. Councillor Coonrod said this is probably correct and he therefore will not offer his amendment.

Councillor Coughenour moved, seconded by Councillor Talley, for adoption. Proposal No. 28, 2003 was adopted on the following roll call vote; viz:

27 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Massie, McWhirter, Moriarty Adams, Nytes, Schneider, Short, Smith, Soards, Talley, Tilford
0 NAYS:
2 ABSENT: Langsford, Sanders

Proposal No. 28, 2003 was retitled GENERAL ORDINANCE NO. 1, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 1, 2003

A GENERAL ORDINANCE amending Sec. 734-201 of the Revised Code concerning sign regulations.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Sec. 734-201 of the "Revised Code of the Consolidated City and County" be, and is hereby, amended by inserting the underlined text to read as follows:

Sec. 734-201. Exempt signs.

(a) The following signs are permitted in any zoning district unless specifically limited to certain zoning districts in this section and are exempt from other provisions of this chapter, except the provisions for a clear sight area as noted in section 734-204(j). The area of such signs shall not be included in the calculation of the area of signs permitted for any parcel or use. The requirements for Improvement Location Permits (ILPs) shall not apply to certain of the signs specifically referenced in this section:

(b) Construction signs, project. One (1) construction sign per project construction site shall be permitted on each street frontage of the project, subject to the following:

(1) Maximum sign area. The construction sign shall not exceed:

- a. Sixty-four (64) square feet in area.
- b. Twenty (20) feet in height.

(2) Additional standards. Further, such signs shall:

- a. Not be erected until the applicable zoning and platting approvals have been obtained;
- b. Be confined to the site of construction;
- c. Meet the setback requirements for signs in the applicable district; and
- d. Be removed five (5) days after completion of construction and prior to occupancy.

An Improvement Location Permit (ILP) shall not be required if the provisions noted above are satisfied.

(c) Flags, emblems, or insignia of any nation, state or political subdivision shall be permitted, provided the setback requirements for signs in the applicable district are met. In addition, one (1) flag, displaying a corporate emblem, shall be permitted for each business not located in an integrated center. A flag displaying a corporate emblem, however, shall be included in the calculation of the maximum sign area permitted for freestanding signs for the site.

An Improvement Location Permit (ILP) shall not be required if the provisions noted above are satisfied.

(d) Garage sale signs are permitted provided there shall be only one (1) sign, not exceeding six (6) square feet in total surface area and four (4) feet in height for each lot. Such sign shall be located on the lot having the sale and not on or within any public right-of-way. In the case of corner lots, one (1) additional sign is permitted on the other street frontage of the lot, for a maximum of two (2) signs on the lot. Further, such sign(s) shall be permitted for no longer than two (2) days prior to the sale and be removed immediately after the sale is completed.

An ILP shall not be required if the provisions noted above are satisfied.

(e) Historic or commemorative plaques. An historic or commemorative plaque shall not exceed four (4) square feet. An ILP shall not be required if the provisions noted above are satisfied. Historic or commemorative plaques in excess of four (4) square feet shall be regulated and permitted as wall signs.

(f) Home improvement, home construction, home remodeling signs are permitted, provided there shall be only one (1) such sign not exceeding six (6) square feet in total surface area and four (4) feet in height for each lot. Such sign shall be located on the lot on which the described activity is occurring, shall not be located on or within any public right-of-way, and shall be displayed only while such work is actually occurring.

An ILP shall not be required if the provisions noted above are satisfied.

(g) House number and name plates. House numbers and name plates, each not exceeding two (2) square feet in area, are permitted for each residential unit or dwelling.

An ILP shall not be required if the provisions noted above are satisfied.

(h) House numbers and name plates in excess of two (2) square feet in area shall be regulated as wall signs.

(i) Interior signs. Signs located:

- (1) Within the interior of any building, or within an enclosed lobby or court of any building;
- (2) Located within the inner or outer lobby, court or entrance of any theatre, that are not viewable or intended to be viewable from the public right-of-way and do not qualify as "window signs" as herein defined, are permitted.

An ILP shall not be required if the provisions noted above are satisfied.

(j) Memorial signs or tablets. Memorial signs or tablets, names of buildings and date of erection when cut into any masonry surface or inlaid so as to be part of the building or when constructed of bronze or other incombustible material. Such signs shall not be located within any public right-of-way.

An ILP shall not be required if the provisions noted above are satisfied.

(k) Model home signs are permitted, provided there shall be only one (1) such sign not exceeding sixteen (16) square feet in total surface area and four (4) feet in height located on the street frontage of the lot containing the model home. Such sign shall:

- (1) Not be located on or within any public right-of-way or located on the model home building; and
- (2) Be removed immediately after the building no longer serves as a model home.

An ILP shall not be required if the provisions noted above are satisfied.

(l) Murals, defined as works of graphic art painted or applied to building walls, which contain no advertising, commercial messages, or logos.

An ILP shall not be required if the provisions noted above are satisfied, however, such murals are still subject to all requirements of any overlay district zoning which may apply.

(m) Noncommercial opinion sign, as defined in section 734-501 shall be permitted, in any dwelling district or for any legally established residence in any other zoning district, provided the following provisions are met:

Freestanding sign.

- (1) Number of signs per street frontage--One (1).
- (2) Maximum sign area--Six (6) square feet.
- (3) Maximum sign height--Four (4) feet.
- (4) Setback--Not within the public right-of-way, nor within the clear sight triangular area.

Window sign--Regulated per the applicable zoning district provisions pertaining to window signs.

Noncommercial opinion signs shall have no time limits.

An Improvement Location Permit (ILP) shall not be required if the provisions noted above are satisfied.

(n) Official signs authorized by a government or governmental subdivision which give traffic, directional, or warning information, and signs of public service companies indicating danger and aids to service or safety which are erected by, or on the order of, a public officer in the performance of their public duty. An ILP shall not be required if the provisions noted above are satisfied.

(o) Political signs. Political or campaign signs on behalf of candidates for public office or measures on election ballots are permitted for sixty (60) days prior to an election, and shall be removed within five (5) days after the election has been decided. Such sign shall not exceed six (6) square feet in total surface area and four (4) feet in height. No such sign shall be located on, within, or over the public right-of-way.

An ILP shall not be required if the provisions noted above are satisfied.

(p) Public notices. Official notices posted by public officers, employees or their agents in the performance of their duties, or as directed by such officers, employees or agents. An ILP shall not be required.

(q) Public signs. Signs required or specifically authorized for a public purpose by any law, statute or ordinance, or Administrator's approval; which may be of any type, number, area, height above grade, location or illumination required by the law, statute or ordinance under which the signs are erected.

Signs authorized by Administrator's approval shall:

- Not be applicable in any "protected district";
- Be preceded by a petition for approval to the hearing examiner of the Metropolitan Development Commission with notice given to each neighborhood organization whose boundaries include all or some part of the subject request, and, including with respect to any petitions within the regional center, notice to all registered neighborhood organizations whose boundaries include all or part of the regional center.

Provided, the Administrator may approve public signs to be located temporarily, for a period not to exceed sixty (60) days, within the Central Business District for purposes of promoting specific civic, sporting or special events, on condition that such signs be removed prior to the end of such period.

An ILP shall not be required.

(r) Real estate signs. Real estate signs announcing the sale or lease of that property by the owner or a real estate company shall be permitted, provided there shall be only one (1) sign for each lot, not exceeding:

- (1) Six (6) square feet in total surface area and four (4) feet in height (for all districts permitting single- or two-family residential development); or
- (2) Thirty-two (32) square feet in total surface area and four (4) feet in height (for any other zoning district).

Such sign shall be located on the lot for sale or lease and not on or within any public right-of-way.

Real estate signs shall not be directly illuminated and shall be removed within seven (7) days after the sale/lease/rental has been accomplished.

Real estate signs which remain on the site for no longer than one (1) year shall not be required to obtain an ILP; however, if such signs remain beyond the one-year period, an ILP shall be required, and such signs shall meet the requirements applicable to freestanding identification signs of the district.

Exceptions: In the case of a:

- (1) Corner lot, one (1) additional sign, with the same maximum dimensions, is permitted, for a maximum of two (2) signs on a corner lot.
- (2) Through lot, one (1) additional sign, with the same maximum dimensions, is permitted on a second street frontage, for a maximum of two (2) signs on a through lot.
- (3) Lot which abuts a water body or golf course, one (1) additional sign, with the same maximum dimensions, is permitted on the water or golf course frontage of the lot, for a maximum of two (2) signs on such a lot. This exception shall not apply if the water body is designated as a "greenway corridor" in the "Indianapolis Greenways Plan" adopted by the Metropolitan Development Commission (May, 1994).

An ILP shall not be required if the provisions noted above are satisfied.

(s) Real estate signs, temporary directional. Temporary directional real estate signs shall not exceed twenty (20) per subdivision with no more than five (5) signs per subdivision allowed on the same street, in the same direction.

The maximum number of temporary directional real estate signs at an intersection shall be twelve (12). The intersection, for purposes of this provision, is defined as an area within a one-hundred-foot radius of the intersecting center lines of two (2) or more streets.

Temporary directional real estate signs shall be placed at no less than two hundred (200) feet from any sign of the same subdivision and no closer than twenty (20) feet from another temporary directional real estate sign.

Further, temporary directional real estate signs shall be permitted only if:

- (1) They are limited to freestanding signs not to exceed eight (8) square feet in total area or four (4) feet square feet per sign face and shall not exceed forty (40) inches in height.
- (2) Signs shall not be placed before 5:00 p.m. on Friday and shall be removed by 7:00 a.m. on Monday. Signs shall be installed no earlier than 5:00 p.m. preceding any commonly recognized holiday and shall be removed by 7:00 a.m. the day following a holiday. All poles and stakes shall be completely removed.
- (3) Signs shall not be placed on private property without permission of the owner. Signs shall be placed at least six (6) feet from the pavement edge of the street (such pavement edge of the street includes the shoulder). Signs shall not touch or block any road marking signs, nor shall they be attached to utility poles, trees or natural features.

An ILP shall not be required if the provisions noted above are satisfied.

(t) Seasonal or holiday displays shall not be considered signs and shall not be regulated by these regulations, so long as they contain no commercial message, are primarily decorative in nature, and are clearly incidental and customarily and commonly associated with any national, local or religious holiday.

(u) Temporary signs for grand openings or city-recognized special events provided that the maximum sign area of each sign shall not exceed thirty-two (32) square feet. Temporary signs allowed under this subsection include pennants and banners.

- (1) Grand openings: Temporary signs for grand openings may be erected no more than ten (10) days prior to the grand opening and shall be removed no more than five (5) days after the event. In no case shall such signs remain on the premises for more than thirty (30) days.
- (2) City-recognized special events: Temporary signs for city-recognized special events may be erected throughout the year, however, the maximum number of days such signs may be displayed shall not exceed a total of thirty (30) days per year.

Such signs shall not be located on or within any public right-of-way.

An ILP shall not be required if the provisions noted above are satisfied.

(v) Tombstones. An ILP shall not be required.

(w) Works of art. Three-dimensional works of art (statuary, sculptures) and two-dimensional works of art (i.e., murals) that are clearly artistic in nature and which do not promote commercial interests are exempt from regulation under this chapter. An ILP shall not be required if the provisions noted above are satisfied.

(x) Incidental signs, other than directional, and parking and loading signs shall be permitted, subject to the following:

- (1) The maximum height of the sign shall not exceed four (4) feet.
- (2) The maximum sign surface area shall not exceed (1) square foot.
- (3) The sign shall be set back a minimum of ten (10) feet from the existing street right-of-way.

An ILP shall not be required if the provisions noted above are satisfied.

(y) Building outline lighting. Outlining of structural/architectural elements of buildings, such as roof lines, doors, windows or wall edges using neon, incandescent, or similar type of lighting in any commercial and industrial district shall not be considered a sign, nor regulated by this chapter. If however, such outline contains text or logos, such items shall be considered signs and regulated by this chapter according to their type and placement. Outlining of structural/architectural elements of buildings using neon, incandescent or similar type of lighting shall be prohibited in any protected district, and in no case shall it be permitted within six hundred (600) feet of a protected district. (See also section 734-202(k) for restrictions on other types of outline lighting.) In no case, however, shall such building outlining flash or be animated.

(z) Temporary signs, including pennants and banners, shall be allowed in SU-1, SU-2, SU-7 and SU-16 districts, without obtaining an ILP, provided that the signs do not exceed a size of thirty-six (36) by thirty-six (36) inches, subject to the following:

- (1) The temporary sign must be placed on the property of the owner of the sign and no more than one (1) temporary sign for each public street frontage may be placed on a lot.
- (2) Temporary signs may not be posted for more than twenty eight (28) hours.
- (3) No sign may be erected or posted in a public right-of-way.
- (4) No sign may be posted more than four (4) times in any thirty (30) day period.

SECTION 2. The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 3. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provision or provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 4. This ordinance shall be in effect from and after its passage by the Council and compliance with IC 36-3-4.14.

Councillor Bainbridge reported that the Public Works Committee heard Proposal Nos. 595-605, 2002 on January 23, 2003. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 595, 2002. The proposal, sponsored by Councillor McWhirter, authorizes a multi-way stop at Koefoot Drive and Thousand Oaks Lane (District 18). PROPOSAL NO. 596, 2002. The proposal, sponsored by Councillor Cockrum, authorizes a multi-way stop at Paddock Road and Ralston Road (District 19). PROPOSAL NO. 597, 2002. The proposal, sponsored by Councillor Short, authorizes a multi-way stop at Iowa Street and Orleans Street (District 21). PROPOSAL NO. 598, 2002. The proposal, sponsored by Councillor Coughenour, authorizes a multi-way stop at Epler Avenue and Linwood Avenue (District 24). PROPOSAL NO. 599, 2002. The proposal, sponsored by Councillor Bainbridge, authorizes intersection controls for Mac Arthur Lane and Suburban Drive (District 8). PROPOSAL NO. 600, 2002. The proposal, sponsored by Councillor Douglas, authorizes a change in the intersection controls at 35th Street and Manor Court (District 10). PROPOSAL NO. 601, 2002. The proposal, sponsored by Councillor Moriarty Adams, authorizes a change in the intersection controls at 19th Street and Bancroft Street (District 15). PROPOSAL NO. 602, 2002. The proposal, sponsored by Councillor Gray, authorizes intersection controls at 65th Street and Bettcher Avenue (District 9). PROPOSAL NO. 603, 2002. The proposal, sponsored by Councillor Brents, authorizes a change in parking restrictions on Vermont Street from West Street to Toledo Street (District 16). PROPOSAL NO. 604, 2002. The proposal, sponsored by Councillor Brents, authorizes metered parking on Walnut Street between Delaware Street and Hudson Street (District 16). PROPOSAL NO. 605, 2002. The proposal, sponsored by Councillor Soards, authorizes a reduction in the speed limit on Kissel Road from Lafayette Road to 96th Street (District 1). By 6-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Bainbridge moved, seconded by Councillor Moriarty Adams, for adoption. Proposal Nos. 595-605, 2002 were adopted on the following roll call vote; viz:

February 3, 2003

25 YEAS: Bainbridge, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Massie, McWhirter, Moriarty Adams, Nytes, Schneider, Short, Smith, Soards, Tilford

0 NAYS:

2 NOT VOTING: Black, Talley

2 ABSENT: Langsford, Sanders

Proposal No. 604, 2002 was retitled GENERAL ORDINANCE NO. 2, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 2, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 621-126, Parking time restricted on designated days; Sec. 621-121, Parking prohibited at all times on certain streets; and Sec. 621-202, Parking meter zones designated.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-126, Parking time restricted on designated days, be and the same is hereby amended by the deletion of the following, to wit:

ONE HOUR PARKING
ON ANY DAY EXCEPT SUNDAY
From 7:00 a.m. to 6:00 p.m.

Walnut Street, on the north side, from Delaware Street to Talbot Street

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-121, Parking prohibited at all times on certain streets, be and the same is hereby amended by the deletion of the following, to wit:

Walnut Street, on the south side, from Delaware Street to Alabama Street

Walnut Street, on the north side, from Pennsylvania Street to Fort Wayne Avenue

SECTION 3. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-202, Parking meter zones designated, be and the same is hereby amended by the addition of the following, to wit:

TWO HOURS

Walnut Street, on both sides, from Delaware Street to Hudson Street

SECTION 4. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-121, Parking prohibited at all times on certain streets, be and the same is hereby amended by the addition of the following, to wit:

Walnut Street, on the north side, from Pennsylvania Street to Talbott Avenue

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 595, 2002 was retitled GENERAL ORDINANCE NO. 3, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 3, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
22	Koefoot Dr Thousand Oaks Ln	Thousand Oaks Ln	Stop

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
22	Koefoot Dr Thousand Oaks Ln	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 596, 2002 was retitled GENERAL ORDINANCE NO. 4, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 4, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
43	Paddock Rd Ralston Rd	Paddock Rd	Stop

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
43	Paddock Rd Ralston Rd	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 597, 2002 was retitled GENERAL ORDINANCE NO. 5, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 5, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

February 3, 2003

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
32	Iowa St Orleans St	Iowa St	Stop

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
32	Iowa St Orleans St	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 598, 2002 was retitled GENERAL ORDINANCE NO. 6, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 6, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
40	Epler Av Linwood Av	Epler Av	Stop

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
40	Epler Av Linwood Av	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 599, 2002 was retitled GENERAL ORDINANCE NO. 7, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 7, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
22	Mac Arthur Ln Suburban Dr	Suburban Dr	Yield

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
22	Mac Arthur Ln Suburban Dr	Suburban Dr	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 600, 2002 was retitled GENERAL ORDINANCE NO. 8, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 8, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
19	Manor Ct 35 th St	Manor Ct	Stop

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
19	Manor Ct 35 th St	35 th St	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 601, 2002 was retitled GENERAL ORDINANCE NO. 9, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 9, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the deletion of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
26	19 th St Bancroft St	Bancroft St	Stop

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
26	19 th St Bancroft St	19 th St	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 602, 2002 was retitled GENERAL ORDINANCE NO. 10, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 10, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
10	65 th St Bettcher Av	65 th St	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 603, 2002 was retitled GENERAL ORDINANCE NO. 11, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 11, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 621-121, Parking prohibited at all times on certain streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-121, Parking prohibited at all times on certain streets, be and the same is hereby amended by the deletion of the following, to wit:

Vermont Street, on both sides, from West Street to Toledo Street

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 605, 2002 was retitled GENERAL ORDINANCE NO. 12, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 12, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-323, Alteration of prima facie speed limits.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-323, Alteration of prima facie speed limits, be and the same is hereby amended by the deletion of the following, to wit:

40 MPH

Kissel Road between Lafayette Road and 96th Street

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-323, Alteration of prima facie speed limits, be and the same is hereby amended by the addition of the following, to wit:

35 MPH

Kissel Road between Lafayette Road and 96th Street

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

NEW BUSINESS

Councillor Coughenour asked Council members and audience members to observe a moment of silence for those lost in the Columbia Space Shuttle accident this weekend. She asked members to say a silent prayer for the family and friends of the crew that lost their lives.

ANNOUNCEMENTS AND ADJOURNMENT

The President said that the docketed agenda for this meeting of the Council having been completed, the Chair would entertain motions for adjournment.

Councillor Boyd stated that he had been asked to offer the following motion for adjournment by:

- (1) Councillor Borst in memory of Karen Lunn and Bernard "Bernie" Steeb; and
- (2) Councillors Horseman and Sanders in memory of Marvin A. Poore; and
- (3) Councillor Moriarty Adams in memory of John C. Barnett and Samuel Throckmorton;
- (4) Councillor Frick in memory of Ethan Aloysius Gonzaga Kaufman; and
- (5) Councillors Horseman, Conley, Gibson, and Sanders in memory of David Gibson; and
- (6) Councillor Talley in memory of Timothee Parks; and

February 3, 2003

- (7) Councillor Knox in memory of Leroy Martin, Jr.; and
- (8) Councillor Horseman in memory of Kenneth Norman.

Councillor Boyd moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of Karen Lunn, Bernard "Bernie" Steeb, Marvin A. Poore, John C. Barnett, Samuel Throckmorton, Ethan Aloysius Gonzaga Kaufman, David Gibson, Timothene Parks, Leroy Martin, Jr., and Kenneth Norman. He respectfully asked the support of fellow Councillors. He further requested that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the families advising of this action.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 8:12 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 3rd day of February, 2003.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.



President

ATTEST:



Clerk of the Council

(SEAL)

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, FEBRUARY 24, 2003**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:05 p.m. on Monday, February 24, 2003, with President Borst presiding.

Councillor Dowden led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

28 PRESENT: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nyles, Sanders, Schneider, Smith, Soards, Talley, Tilford
1 ABSENT: Short

A quorum of twenty-eight members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Gray recognized Lieutenant Greg Harris, Public Information Officer for the Indianapolis Fire Department. Councillor Frick introduced Indiana University-Purdue University of Indianapolis (IUPUI) student Rob Green, who recently organized a "Support Our Troops" rally Downtown.

President Borst presented Councillors Black, Brents, Gray, and Smith with pins from the City marking 10 years of service. He stated that Councillor Short has also achieved a 10-year recognition. President Borst then presented pins to Councillor Dowden for 30 years and Councillor Boyd for 35 years, and stated that former President Beurt SerVaas will be presented with a 40-year pin.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA

Ladies And Gentlemen :

You are hereby notified the REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, February 24, 2003, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Philip C. Borst, D.V.M.
President, City-County Council

February 4, 2003

TO PRESIDENT BORST AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the *Court & Commercial Record* and in the *Indianapolis Star* on Friday, February 7, 2003, a copy of a Notice of Public Hearing on Proposal Nos. 55-62, 64, and 65, 2003. said hearing to be held on Monday, February 24, 2003, at 7:00 p.m. in the City-County Building.

Respectfully,
s/Suellen Hart
Clerk of the City-County Council

February 14, 2003

TO PRESIDENT BORST AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have approved with my signature and delivered this day to the Clerk of the City-County Council, Suellen Hart, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 1, 2003 - approves an appropriation of \$50,000 in the 2003 Budget of the Department of Parks and Recreation (Park General Fund) to design and construct the Indianapolis First Tee Junior Golf Facility at 1100 East 25th Street, financed by a grant from the United States Golf Association

FISCAL ORDINANCE NO. 2, 2003 - approves an appropriation of \$13,000 in the 2003 Budget of the Department of Parks and Recreation (Park General Fund) to restore the natural habitat and environment at Ellenberger Park, and to remove invasive plant species at Holliday Park, financed by "Golden Eagle" grants from Indianapolis Power and Light

FISCAL ORDINANCE NO. 3, 2003 - approves an appropriation of \$187,095 in the 2003 Budget of the Department of Parks and Recreation (Non-Lapsing Federal Grants Fund) to restore and maintain vegetation and the natural habitat of 49 acres of Town Run South Trail Park, financed by federal funds

FISCAL ORDINANCE NO. 4, 2003 - approves an appropriation of \$507,500 in the 2003 Budget of the Department of Parks and Recreation (Non-Lapsing Federal Grants Fund) to fund a restoration project at Reverend Martin Luther King Jr. Park, which will repair the swimming pool walls and repair and enhance the interactive water playground, financed by federal grants (Local match of \$217,500 is funded by existing appropriation in the Department of Parks and Recreation budget.)

FISCAL ORDINANCE NO. 5, 2003 - approves an appropriation of \$200,000 in the 2003 Budget of the Department of Parks and Recreation (Non-Lapsing Federal Grants Fund) to acquire 50 acres of land adjacent to Mann Road in Decatur Township, including 8.6 acres of forest land, as an addition to Southwestway Park, financed by a federal grant

February 24, 2003

FISCAL ORDINANCE NO. 7, 2003 - approves an increase of \$620,000 in the 2003 Budget of the Metropolitan Emergency Communications Agency (MECA/County Emergency Telephone System Fund) to fund the purchase of new radios, financed by fund balances

FISCAL ORDINANCE NO. 8, 2003 - approves an increase of \$332,000 in the 2003 Budget of Marion County Justice Agency (Law Enforcement Equitable Share) to appropriate funds for the 2003 Budget

FISCAL ORDINANCE NO. 9, 2003 - approves an increase of \$62,000 in the 2003 Budget of Marion County Justice Agency (Conditional Release Fund) to fund the Conditional Release Redesign Project, financed by fund balances

FISCAL ORDINANCE NO. 10, 2003 - approves an increase of \$33,663 in the 2003 Budget of Community Corrections (Home Detention User Fee Fund) to fund an evaluation of the Marion County Community Correction Mental Health Component, financed by fund balances

GENERAL ORDINANCE NO. 2, 2003 - authorizes metered parking on Walnut Street between Delaware Street and Hudson Street (District 16)

GENERAL ORDINANCE NO. 3, 2003 - authorizes a multi-way stop at Koefoot Drive and Thousand Oaks Lane (District 18)

GENERAL ORDINANCE NO. 4, 2003 - authorizes a multi-way stop at Paddock Road and Ralston Road (District 19)

GENERAL ORDINANCE NO. 5, 2003 - authorizes a multi-way stop at Iowa Street and Orleans Street (District 21)

GENERAL ORDINANCE NO. 6, 2003 - authorizes a multi-way stop at Epler Avenue and Linwood Avenue (District 24)

GENERAL ORDINANCE NO. 7, 2003 - authorizes intersection controls for Mac Arthur Lane and Suburban Drive (District 8)

GENERAL ORDINANCE NO. 8, 2003 - authorizes a change in the intersection controls at 35th Street and Manor Court (District 10)

GENERAL ORDINANCE NO. 9, 2003 - authorizes a change in the intersection controls at 19th Street and Bancroft Street (District 15)

GENERAL ORDINANCE NO. 10, 2003 - authorizes intersection controls at 65th Street and Bettcher Avenue (District 9)

GENERAL ORDINANCE NO. 11, 2003 - authorizes a change in parking restrictions on Vermont Street from West Street to Toledo Street (District 16)

GENERAL ORDINANCE NO. 12, 2003 - authorizes a reduction in the speed limit on Kissel Road from Lafayette Road to 96th Street (District 1)

SPECIAL RESOLUTION NO. 2, 2003 - recognizes Clarian Health's Women's Heart Advantage Program

Respectfully,
s/Bart Peterson, Mayor

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF THE JOURNAL

The President called for additions or corrections to the Journal of February 3, 2003. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS

PROPOSAL NO. 135, 2003. The proposal, sponsored by Councillors Nytes, Langsford, and Horseman, recognizes the 42nd Anniversary of the Peace Corps. Councillor Nytes read the proposal and presented representatives with copies of the document and Council pins. John Sherman, author of "War Stories" and a former Peace Corps member, thanked the Council for the recognition. Councillor Nytes introduced her husband Michael O'Brien, who along with herself, served a term in the Peace Corps and found the service very rewarding. Councillor Nytes moved, seconded by Councillor Horseman, for adoption. Proposal No. 135, 2003 was adopted by a unanimous voice vote.

Proposal No. 135, 2003 was retitled SPECIAL RESOLUTION NO. 3, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 3, 2003

A SPECIAL RESOLUTION recognizing the 42nd Anniversary of the Peace Corps.

WHEREAS, the Peace Corps has become an enduring symbol of our nation's commitment to encourage progress, create opportunity, and expand development at the grass roots level in the developing world; and

WHEREAS, over the past 42 years, more than 168,000 Americans, including hundreds of men and women from Indianapolis, have responded to serve as Peace Corps volunteers in 136 countries around the world; and

WHEREAS, Peace Corps volunteers have made significant and lasting contributions around the world in agriculture, business, education, health, and the environment, and have improved the lives of countless individuals and communities; and

WHEREAS, Peace Corps volunteers have strengthened the ties of friendship and understanding between Americans and people of other lands; and

WHEREAS, Peace Corps volunteers, enriched by their experiences overseas, have brought back to their communities throughout the United States a deeper understanding of other cultures and traditions, thereby bringing a domestic dividend to our nation; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and congratulates the Peace Corps upon its 42nd Anniversary on February 28, 2003.

SECTION 2. The Council commends those Indianapolis citizens and others who during the past four decades have shared their talents with human beings in the developing lands.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 136, 2003. The proposal, sponsored by Councillor Coughenour, congratulates Councillor Bob Cockrum for being inducted into the Purdue University ROTC Hall of Fame. Councillor Coughenour read the proposal and presented Councillor Cockrum with a copy of the document and a Council pin. Councillor Cockrum explained the process and said that he is humbled by the recognition. Councillor Coughenour moved, seconded by Councillor Massie, for adoption. Proposal No. 136, 2003 was adopted by a unanimous voice vote.

Proposal No. 136, 2003 was retitled SPECIAL RESOLUTION NO. 4, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 4, 2003

A SPECIAL RESOLUTION congratulating Councillor Bob Cockrum for being inducted into the Purdue University ROTC Hall of Fame.

WHEREAS, Purdue University is a proud Big Ten land grant college based in West Lafayette with 67,000 students at its five campuses, whose loyalists are nicknamed "Boilermakers" which was coined by a newspaper reporter in 1891; and

WHEREAS, the U.S. Army Reserve Officers Training Corps or ROTC was started in 1916 and produces 75% of all Army officers including noted graduates such as Colin Powell and Sam Walton; and

WHEREAS, in 1955, Bob Cockrum graduated from Purdue and its ROTC officer training program, served his time in the active duty Army, then for many years was in the National Guard and Reserves, earning six medals and emblems; and

WHEREAS, in 1970, Colonel Cockrum was elected to the Decatur Township School Board for the first of two terms, and more recently he is serving in his seventh year on the City-County Council; and

WHEREAS, Purdue has recently selected Colonel Cockrum as one of only nine Purdue ROTC graduates to be inducted into the PURDUE ROTC HALL OF FAME in April, having distinguished himself by outstanding leadership and service to the nation, community and profession; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and congratulates Bob Cockrum for being selected by Purdue University for the Purdue ROTC Hall of Fame.

SECTION 2. Councillor Cockrum is an outstanding example of the many active civic minded role model citizens who help make Indianapolis a great city in which to live.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

President Borst asked for consent to vote on Proposal No. 593, 2002 and Proposal Nos. 27, 29, 31, 34, 35, 37, 43, 44, 49, 74-76, 78-83, and 87-90, 2003 together. He said that all are board appointments which passed out of their respective committees with unanimous recommendations. Consent was given.

PROPOSAL NO. 593, 2002. The proposal, sponsored by Councillor McWhirter, appoints Doris Anne Sadler to the Information Technology Board. PROPOSAL NO. 27, 2003. The proposal, sponsored by Councillor Dowden, appoints Mike Wallman to the Marion County Community Corrections Advisory Board. PROPOSAL NO. 29, 2003. The proposal, sponsored by Councillors Coughenour and Nytes, reappoints Phyllis Gabovitch to the Indianapolis City Market Corporation Board of Directors. PROPOSAL NO. 31, 2003. The proposal, sponsored by Councillors Coughenour and Nytes, reappoints Gus Miller to the Indianapolis City Market Corporation Board of Directors. PROPOSAL NO. 34, 2003. The proposal, sponsored by Councillors Coughenour and Nytes, reappoints Judy Stanley to the Indianapolis City Market Corporation Board of Directors. PROPOSAL NO. 35, 2003. The proposal, sponsored by Councillors Coughenour and Nytes, reappoints Alan Wiseman to the Indianapolis City Market Corporation Board of Directors. PROPOSAL NO. 37, 2003. The proposal, sponsored by Councillor Dowden, appoints Harry Rose to the Citizens Police Complaint Board. PROPOSAL NO. 43, 2003. The proposal, sponsored by Councillor McWhirter, reappoints Charles Hiltunen to

the Cable Franchise Board. PROPOSAL NO. 44, 2003. The proposal, sponsored by Councillor McWhirter, reappoints Dollyne Sherman to the Cable Franchise Board. PROPOSAL NO. 49, 2003. The proposal, sponsored by Councillor McWhirter, reappoints Paul Ricketts to the City County Administrative Board. PROPOSAL NO. 74, 2003. The proposal, sponsored by Councillor McWhirter, reappoints Kenneth Almon to the Equal Opportunity Advisory Board. PROPOSAL NO. 75, 2003. The proposal, sponsored by Councillors Boyd and Nytes, reappoints Nellie J. Daniels to the Equal Opportunity Advisory Board. PROPOSAL NO. 76, 2003. The proposal, sponsored by Councillors Boyd and Nytes, reappoints Colette Anita Johnson to the Equal Opportunity Advisory Board. PROPOSAL NO. 78, 2003. The proposal, sponsored by Councillor Borst, reappoints Brian Murphy to the Metropolitan Development Commission. PROPOSAL NO. 79, 2003. The proposal, sponsored by Councillor Borst, reappoints Randolph L. Snyder to the Metropolitan Development Commission. PROPOSAL NO. 80, 2003. The proposal, sponsored by Councillor Borst, reappoints Joanna Walker to the Metropolitan Board of Zoning Appeals Division I. PROPOSAL NO. 81, 2003. The proposal, sponsored by Councillor Borst, reappoints Alan Retherford to the Metropolitan Board of Zoning Appeals Division I. PROPOSAL NO. 82, 2003. The proposal, sponsored by Councillor Borst, reappoints Stephen M. Badger to the Metropolitan Board of Zoning Appeals Division II. PROPOSAL NO. 83, 2003. The proposal, sponsored by Councillor Borst, reappoints Mac J. Martin to the Metropolitan Board of Zoning Appeals Division II. PROPOSAL NO. 87, 2003. The proposal, sponsored by Councillor Dowden, reappoints Carol Ryan to the Animal Care and Control Board. PROPOSAL NO. 88, 2003. The proposal, sponsored by Councillor Dowden, reappoints Brian Tuohy to the Marion County Public Defender Board. PROPOSAL NO. 89, 2003. The proposal, sponsored by Councillor Dowden, appoints Jody Tilford to the Marion County Community Corrections Advisory Board. PROPOSAL NO. 90, 2003. The proposal, sponsored by Councillor Coonrod, appoints Mark F. Rumreich to the Marion County Storm Water Management Advisory Committee. By unanimous votes, the Committees reported Proposal No. 593, 2002 and Proposal Nos. 27, 29, 31, 34, 35, , 43, 44, 49, 74-76, 78-83, and 87-90, 2003, to the Council with the recommendation that they do pass and Proposal No. 37, 2003 to the Council with the recommendation that it do pass as amended. Councillor Coughenour moved, seconded by Councillor McWhirter, for adoption. Proposal No. 593, 2002, Proposal Nos. 27, 29, 31, 34, 35, 43, 44, 49, 74-76, 78-83, and 87-90, 2003, and Proposal No. 37, 2003, as amended, were adopted by a unanimous voice vote.

Proposal No. 593, 2002 was retitled COUNCIL RESOLUTION NO. 33, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 33, 2003

A COUNCIL RESOLUTION appointing Doris Anne Sadler to the Information Technology Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Information Technology Board, the Council appoints:

Doris Anne Sadler

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2003. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 27, 2003 was retitled COUNCIL RESOLUTION NO. 34, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 34, 2003

A COUNCIL RESOLUTION appointing Mike Wallman to the Marion County Community Corrections Advisory Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Marion County Community Corrections Advisory Board, the Council appoints:

Mike Wallman

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2005. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 29, 2003 was retitled COUNCIL RESOLUTION NO. 35, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 35, 2003

A COUNCIL RESOLUTION reappointing Phyllis Gabovitch to the Indianapolis City Market Corporation Board of Directors.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Indianapolis City Market Corporation Board of Directors, the Council reappoints:

Phyllis Gabovitch

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2004. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 31, 2003 was retitled COUNCIL RESOLUTION NO. 36, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 36, 2003

A COUNCIL RESOLUTION reappointing Gus Miller to the Indianapolis City Market Corporation Board of Directors.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Indianapolis City Market Corporation Board of Directors, the Council reappoints:

Gus Miller

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2004. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 34, 2003 was retitled COUNCIL RESOLUTION NO. 37, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 37, 2003

A COUNCIL RESOLUTION reappointing Judy Stanley to the Indianapolis City Market Corporation Board of Directors.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Indianapolis City Market Corporation Board of Directors, the Council reappoints:

Judy Stanley

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2004. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 35, 2003 was retitled COUNCIL RESOLUTION NO. 38, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 38, 2003

A COUNCIL RESOLUTION reappointing Alan Wiseman to the Indianapolis City Market Corporation Board of Directors.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Indianapolis City Market Corporation Board of Directors, the Council reappoints:

Alan Wiseman

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2004. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 37, 2003, as amended, was retitled COUNCIL RESOLUTION NO. 39, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 39, 2003

A COUNCIL RESOLUTION appointing Harry Rose to the Citizens Police Complaint Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Citizens Police Complaint Board, the Council appoints:

Harry Rose

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2005. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 43, 2003 was retitled COUNCIL RESOLUTION NO. 40, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 40, 2003

A COUNCIL RESOLUTION reappointing Charles Hiltunen to the Cable Franchise Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Cable Franchise Board, the Council reappoints:

Charles Hiltunen

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2004. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 44, 2003 was retitled COUNCIL RESOLUTION NO. 41, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 41, 2003

A COUNCIL RESOLUTION reappointing Dollyne Sherman to the Cable Franchise Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Cable Franchise Board, the Council reappoints:

Dollyne Sherman

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2004. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 49, 2003 was retitled COUNCIL RESOLUTION NO. 42, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 42, 2003

A COUNCIL RESOLUTION reappointing Paul Ricketts to the City County Administrative Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the City County Administrative Board, the Council reappoints:

Paul Ricketts

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2003. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 74, 2003 was retitled COUNCIL RESOLUTION NO. 43, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 43, 2003

A COUNCIL RESOLUTION reappointing Kenneth Aimon to the Equal Opportunity Advisory Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Equal Opportunity Advisory Board, the Council reappoints:

Kenneth Almon

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2005. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 75, 2003 was retitled COUNCIL RESOLUTION NO. 44, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 44, 2003

A COUNCIL RESOLUTION reappointing Nellie J. Daniels to the Equal Opportunity Advisory Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Equal Opportunity Advisory Board, the Council reappoints:

Nellie J. Daniels

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2005. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 76, 2003 was retitled COUNCIL RESOLUTION NO. 45, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 45, 2003

A COUNCIL RESOLUTION reappointing Colette Anita Johnson to the Equal Opportunity Advisory Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Equal Opportunity Advisory Board, the Council reappoints:

Colette Anita Johnson

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2005. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 78, 2003 was retitled COUNCIL RESOLUTION NO. 46, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 46, 2003

A COUNCIL RESOLUTION reappointing Brian Murphy to the Metropolitan Development Commission.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Metropolitan Development Commission, the Council reappoints:

Brian Murphy

February 24, 2003

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2003. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 79, 2003 was retitled COUNCIL RESOLUTION NO. 47, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 47, 2003

A COUNCIL RESOLUTION reappointing Randolph L. Snyder to the Metropolitan Development Commission.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Metropolitan Development Commission, the Council reappoints:

Randolph L. Snyder

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2003. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 80, 2003 was retitled COUNCIL RESOLUTION NO. 48, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 48, 2003

A COUNCIL RESOLUTION reappointing Joanna Walker to the Metropolitan Board of Zoning Appeals Division I.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Metropolitan Board of Zoning Appeals Division I, the Council reappoints:

Joanna Walker

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2003. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 81, 2003 was retitled COUNCIL RESOLUTION NO. 49, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 49, 2003

A COUNCIL RESOLUTION reappointing Alan Retherford to the Metropolitan Board of Zoning Appeals Division I.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Metropolitan Board of Zoning Appeals Division I, the Council reappoints:

Alan Retherford

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2003. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 82, 2003 was retitled COUNCIL RESOLUTION NO. 50, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 50, 2003

A COUNCIL RESOLUTION reappointing Stephen M. Badger to the Metropolitan Board of Zoning Appeals Division II.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Metropolitan Board of Zoning Appeals Division II, the Council reappoints:

Stephen M. Badger

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2003. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 83, 2003 was retitled COUNCIL RESOLUTION NO. 51, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 51, 2003

A COUNCIL RESOLUTION reappointing Mac J. Martin to the Metropolitan Board of Zoning Appeals Division II.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Metropolitan Board of Zoning Appeals Division II, the Council reappoints:

Mac J. Martin

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2003. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 87, 2003 was retitled COUNCIL RESOLUTION NO. 52, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 52, 2003

A COUNCIL RESOLUTION reappointing Carol Ryan to the Animal Care and Control Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Animal Care and Control Board, the Council reappoints:

Carol Ryan

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2003. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 88, 2003 was retitled COUNCIL RESOLUTION NO. 53, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 53, 2003

A COUNCIL RESOLUTION reappointing Brian Tuohy to the Marion County Public Defender Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Marion County Public Defender Board, the Council reappoints:

Brian Tuohy

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2005. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 89, 2003 was retitled COUNCIL RESOLUTION NO. 54, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 54, 2003

A COUNCIL RESOLUTION reappointing Jody Tilford to the Marion County Community Corrections Advisory Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Marion County Community Corrections Advisory Board, the Council reappoints:

Jody Tilford

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2004. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 90, 2003 was retitled COUNCIL RESOLUTION NO. 55, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 55, 2003

A COUNCIL RESOLUTION appointing Mark F. Rumreich to the Marion County Storm Water Management Advisory Committee.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Marion County Storm Water Management Advisory Committee, the Council appoints:

Mark F. Rumreich

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2005. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 113, 2003. Introduced by Councillors McWhirter and Nytes. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves a re-appropriation of \$13,688 in the 2003 Budget of the Office of Corporation Counsel (Federal Grants Fund) to continue funding a community prosecutor and paralegal to work in partnership with law enforcement and community groups on a full-time basis in order to enhance coordination between the city prosecutor's office, law enforcement, and the community in addressing public safety and quality of life issues, financed by funds unspent and carried over from a 2002 federal grant"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 114, 2003. Introduced by Councillor Bradford. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$1,767,984 in the 2003 Budget of the Office of Family and Children (Family and Children Fund) to pay 2002 bills carried over to 2003, funded by Federal IV-D Reimbursements"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 115, 2003. Introduced by Councillor Bradford. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$20,000 in the 2003 Budgets of the County Auditor and the Cooperative Extension Service (County Grants Fund) for funding of the CARE (Communities Against Rape) Educational Programs for the period of one year (March 2003 through March 2004), funded by a grant from the Endowment Outreach Committee and the Vestry of St. Paul's Episcopal Church"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 117, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which confirms the Marion County Public Defender Board's nomination of David Cook as Marion County Chief Public Defender"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 118, 2003. Introduced by Councillors Moriarty Adams and Talley. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$1,398,249 in the 2003 Budget of the County Sheriff (County General Fund) to fund 98 additional jail beds at the Corrections Corporation of America (CCA) facility for 2003, funded by the Memorandum of Understanding between the City of Indianapolis, County Auditor, County Sheriff, and the Corrections Corporation of America"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 119, 2003. Introduced by Councillors Moriarty Adams and Talley. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$521,224 in the 2003 Budget of the County Sheriff (State and Federal Grants Fund) for Crime Analysis Software (55 personal computers, 55 color printers, license agreements, servers, software, and programming), funded by a grant through the U.S. Department of Justice (Local match of \$173,741 is funded by existing appropriations in the Information Services Agency budget.)"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 120, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves a transfer of \$30,000 in the 2003 Budgets of the County Auditor and Community Corrections (State and Federal Grants Fund) to fund the salary of a Screening Analyst, who will be using the LSIR (Level of Services Inventory,

Revised) assessment tool"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 121, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which seeks authorization for the Marion County Community Corrections Advisory Board to submit a grant application to the Department of Corrections for the State of Indiana to fund the Community Corrections Programs for the State's fiscal years from 2003-2005, beginning July 1, 2003"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 122, 2003. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends the Code by creating a smoke-free work places for employees "; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 123, 2003. Introduced by Councillor Smith. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a traffic signal at Arlington Avenue and Stop 11 Road (District 23)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 124, 2003. Introduced by Councillor Smith. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes intersection controls at Fenton Avenue and Lida Lane (District 23)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 125, 2003. Introduced by Councillor Soards. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes multi-way stops for various locations in the College Park Neighborhood (District 1)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 126, 2003. Introduced by Councillor Cockrum. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes intersection controls for the Glenn Woods Subdivision, Sections 1, 2, 3, and 4 (District 19)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 127, 2003. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at 14th Street and Mount Street (District 16)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 128, 2003. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes intersection controls at Elm Street and Leonard Street (District 16)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 129, 2003. Introduced by Councillor Talley. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at 44th Street and Campbell Avenue (District 14)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 130, 2003. Introduced by Councillor Talley. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a yield sign for Erickson Court at Conried Drive (District 14)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 131, 2003. Introduced by Councillor Cockrum. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions on Morris Street near Bridgeport Road (District 19)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 132, 2003. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions on White River Parkway W. Drive between Raymond Street and Drover Street (District 25)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 133, 2003. Introduced by Councillors Nytes and Gray. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes special parking privileges for the Indianapolis Fire Department on New Jersey Street between Massachusetts Avenue and North Street (Districts 22, 9)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 134, 2003. Introduced by Councillors Nytes and McWhirter. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Steve Ajamie to the County Property Tax Assessment Board of Appeals"; and the President referred it to the Administration and Finance Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NOS. 137-139, 2003. Introduced by Councillor Langsford. Proposal Nos. 137-139, 2003 are proposals for Rezoning Ordinances certified by the Metropolitan Development Commission on February 6, 2003. The President called for any motions for public hearings on any of those zoning maps changes. There being no motions for public hearings, the proposed ordinances, pursuant to IC 36-7-4-608, took effect as if adopted by the City-County Council, were retitled for identification as REZONING ORDINANCE NOS. 24-26, 2003, the original copies of which ordinances are on file with the Metropolitan Development Commission, which were certified as follows:

REZONING ORDINANCE NO. 24, 2003.

2002-ZON-160

508 EAST COUNTY LINE ROAD (approximate address), INDIANAPOLIS.

PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 25

EQUICOR DEVELOPMENT INC., by DAVID GILMAN, requests a rezoning of 15.483 acres, being in the D-A (FF) (FW) District, to the D-6II (FW) (FF) Classification to provide for multi-family residential development.

REZONING ORDINANCE NO. 25, 2003.

2002-ZON-171

1616 SOUTH GIRLS SCHOOL ROAD (approximate address), INDIANAPOLIS.

WAYNE TOWNSHIP, COUNCILMANIC DISTRICT #19.

FREDDIE AND ANNA DYER, by Cameron F. Clark, request a rezoning of 0.49 acres, being in the D-5 District, to the C-5 classification to provide for retail uses.

REZONING ORDINANCE NO. 26, 2003.

2002-ZON-179

4212 WEST 71ST STREET (approximate addresses), INDIANAPOLIS.

PIKE TOWNSHIP, COUNCILMANIC DISTRICT #2

SINK AND EDWARDS, by Thomas Michael Quinn, requests a rezoning of 9.974 acres, being in the I-1-S District, to the I-3-S classification to provide for industrial uses within an existing structure.

SPECIAL ORDERS - PUBLIC HEARING

Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 55-60, 2003 on February 5, 2003. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 55, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$10,400 in the 2003 Budget of the Prosecuting Attorney (State and Federal Grants Fund) to provide partial funding for a contractual Protective Order Clerk, funded by a state grant. PROPOSAL NO. 56, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$15,000 in the 2003 Budget of the Prosecuting Attorney (State and Federal Grants Fund) to support a volunteer coordinator for the Family Advocacy Center's Volunteer Advocate Project, funded by a state grant. PROPOSAL NO. 57, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$63,000 in the 2003 Budget of the Clerk of the Circuit Court (Clerk's Perpetuation Fund) to fund off-site storage of records and replacement of office computers, financed by fund balances. PROPOSAL NO. 58, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$1,600 in the 2003 Budget of the Clerk of the Circuit Court (Enhanced Access Fund) to fund the data entries of divorce index books into a electronic database, financed by fund balances. PROPOSAL NO. 59, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$50,000 in the 2003 Budget of the Marion County Superior Court (State and Federal Grants Fund) to fund the utilities of the Community Court Treatment Readiness Program, funded by a grant from the Indiana Criminal Justice Institute (The local match of \$16,667 is funded by existing appropriations in the Prosecuting Attorney's budget.). PROPOSAL NO. 60, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$19,844 in the 2003 Budget of the Marion County Superior Court (State and Federal Grants Fund) to fund the court-appointed special advocate program, funded by a grant from Indiana Criminal Justice Institute. By 9-0 votes, the Committee reported Proposal Nos. 55-58, 2003 to the Council with the recommendation that they do pass and Proposal Nos. 59 and 60, 2003 to the Council with the recommendation that they do pass as amended.

Councillor Boyd asked if the advocates referred to in Proposal No. 60, 2003 were required to have special training. Councillor Dowden said that the Children's Advocacy Center administers that program and will determine the criteria and qualifications for advocates.

President Borst called for public testimony at 7:40 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Smith, for adoption. Proposal Nos. 55-58, 2003 and Proposal Nos. 59 and 60, 2003, as amended, were adopted on the following roll call vote; viz:

28 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Smith, Soards, Talley, Tilford

0 NAYS:

1 ABSENT: Short

Proposal No. 55, 2003 was retitled FISCAL ORDINANCE NO. 11, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 11, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97 2002) appropriating an additional Ten Thousand Four Hundred Dollars (\$10,400) in the State and Federal Grants Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (c) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Prosecuting Attorney to provide partial funding for a contractual Protective Order Clerk.

SECTION 2. The sum of Ten Thousand Four Hundred Dollars (\$10,400) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>PROSECUTING ATTORNEY</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
3. Other Services and Charges	<u>10,400</u>
TOTAL INCREASE	10,400

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>10,400</u>
TOTAL REDUCTION	10,400

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 56, 2003 was retitled FISCAL ORDINANCE NO. 12, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 12, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97 2002) appropriating an additional Fifteen Thousand Dollars (\$15,000) in the State and Federal Grants Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (c) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Prosecuting Attorney to support a volunteer coordinator for the Family Advocacy Center's Volunteer Advocate Project.

SECTION 2. The sum of Fifteen Thousand Dollars (\$15,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>PROSECUTING ATTORNEY</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
3. Other Services and Charges	<u>15,000</u>
TOTAL INCREASE	15,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>15,000</u>
TOTAL REDUCTION	15,000

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 57, 2003 was retitled FISCAL ORDINANCE NO. 13, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 13, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Sixty-three Thousand Dollars (\$63,000) in the Clerk's Perpetuation Fund for purposes of the Clerk of the Circuit Court and reducing the unappropriated and unencumbered balance in the Clerk's Perpetuation Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(a) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Clerk of the Circuit Court to fund off-site storage of records and replacement of office computers.

SECTION 2. The sum of Sixty-three Thousand Dollars (\$63,000) be, and the same is hereby, appropriated the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>CLERK OF THE CIRCUIT COURT</u>	<u>CLERK'S PERPETUATION FUND</u>
3. Other Services and Charges	<u>63,000</u>
TOTAL INCREASE	63,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>CLERK'S PERPETUATION FUND</u>
Unappropriated and Unencumbered	
Clerk's Perpetuation Fund	<u>63,000</u>
TOTAL REDUCTION	63,000

SECTION 5. The projected December 31, 2003, fund balance for the Clerk's Perpetuation Fund is as follows:

Current cash balance (12-31-02)	290,503
Anticipated additional revenue through December 31, 2002	150,000
Projected funds available	440,503
Remaining appropriations and encumbrances	0
Proposed additional appropriation	63,000
Projected fund balance December 31, 2003	377,503

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 58, 2003 was retitled FISCAL ORDINANCE NO. 14, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 14, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional One Thousand Six Hundred Dollars (\$1,600) in the Enhanced Access Fund for purposes of the Clerk of the Circuit Court and reducing the unappropriated and unencumbered balance in the Enhanced Access Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(a) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Clerk of the Circuit Court to fund the data entries of divorce index books into an electronic database.

SECTION 2. The sum of One Thousand Six Hundred Dollars (\$1,600) be, and the same is hereby, appropriated the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>CLERK OF THE CIRCUIT COURT</u>	<u>ENHANCED ACCESS FUND</u>
3. Other Services and Charges	<u>1,600</u>
TOTAL INCREASE	1,600

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>ENHANCED ACCESS FUND</u>
Unappropriated and Unencumbered	
Enhanced Access Fund	<u>1,600</u>
TOTAL REDUCTION	1,600

SECTION 5. The projected December 31, 2003, fund balance for the Enhanced Access Fund is as follows:

Current cash balance (12-31-02)	263,548
Anticipated additional revenue through December 31, 2002	13,000
Projected funds available	276,548
Remaining appropriations and encumbrances	100,000
Proposed additional appropriation	1,600
Projected fund balance December 31, 2003	179,948

SECTION 6 This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 59, 2003, as amended, was retitled FISCAL ORDINANCE NO. 15, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 15, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Fifty Thousand Dollars (\$50,000) in the State and Federal Grants Fund for purposes of the Marion County Superior Court and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(j) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes the Marion County Superior Court to fund the utilities of the Community Court Treatment Readiness Program.

SECTION 2. The sum of Fifty Thousand (\$50,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION COUNTY SUPERIOR COURT</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
3. Other Services and Charges	<u>50,000</u>
TOTAL INCREASE	50,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>50,000</u>
TOTAL REDUCTION	50,000

SECTION 5. The local match of \$16,667 is funded by the following existing appropriations in the Prosecuting Attorney's budget and is hereby approved:

Existing appropriation for the Prosecuting Attorney:

	<u>DIVERSION FUND</u>
3. Other Services and Charges	<u>16,667</u>
TOTAL MATCH	16,667

SECTION 6. Except to the extent of matching funds approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 60, 200, as amended, was retitled FISCAL ORDINANCE NO. 16, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 16, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Nineteen Thousand Eight Hundred Forty-four Dollars (\$19,844) in the State and Federal Grants Fund for purposes of the Marion County Superior Court and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(j) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion County Superior Court to fund a court appointed special advocate program.

SECTION 2. The sum of Nineteen Thousand Eight Hundred Forty-four Dollars (\$19,844) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION COUNTY SUPERIOR COURT</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
3. Other Services and Charges	<u>19,844</u>
TOTAL INCREASE	19,844

SECTION 4. The said additional appropriation is funded by the following reductions:

<u>STATE AND FEDERAL GRANTS FUND</u>	
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>19,844</u>
TOTAL REDUCTION	19,844

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Massie reported that the Rules and Public Policy Committee heard Proposal Nos. 64 and 65, 2003 on February 4, 2003. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 64, 2003. The proposal, sponsored by Councillor Massie, authorizes the issuance and sale of notes of Marion County, Indiana for the purpose of making a loan to provide funds to acquire a new voting system for Marion County and to pay the expenses in connection with or on account of the issuance of such notes. PROPOSAL NO. 65, 2003. The proposal, sponsored by Councillor Massie, appropriates the proceeds (including investment earnings thereon) of the Marion County, Indiana limited recourse notes, Series 2003 A. By 7-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass.

Doris Anne Sadler, Marion County Clerk, said that they already have over 800 of the more than 900 machines they are to receive, and have begun testing them for the May primaries. She said that her office has begun a voter education program and will be glad to provide presentations and training sessions for any groups that would contact her office at 327-4740. She added that Channel 16 will be airing training, as well as a video running at all public libraries.

Councillor Sanders asked if there are machines set up in the Clerk's Office now for training. Ms. Sadler said that there is one permanent machine there now, and all staff members have been trained in using the machine. The office is also looking for other volunteers to help with the training endeavors. Councillor Sanders asked if the training is only provided during Clerk's Office hours. Ms. Sadler said that the hours are very flexible, and there will be many opportunities both during working hours and weeknights and weekends in various locations. She said that there will be three levels of training: certified training for those who are training the voters, training for poll workers, and the actual training for voters themselves. Councillor Sanders asked how long the training sessions for voters are. Ms. Sadler said that they have a 30-minute session ready, but it can be much shorter, and they are flexible and can work with any group's schedule.

Councillor Gibson said that training is a key component. He asked when the training period will begin. Ms. Sadler said that it has already begun and will run through the primaries and even afterwards up until general elections, since many individuals do not vote in the primaries. Councillor Gibson asked if the office will train other trainers. Ms. Sadler said that they want to control the training program, but anyone would be welcome to volunteer for the certification program to help with this training process. Councillor Gibson asked how long the training for the certification program is. Ms. Sadler said that it lasts approximately two hours. She added that the

process is a paper ballot program and is not difficult, but they want to insure that people are familiar and comfortable with it.

Councillor Conley asked how many machines are available for training. Ms. Sadler said that any of the more than 800 machines could be made available for training purposes.

Councillor Cockrum said that at the recent Republican Slating Convention, five of the new machines were used, and approximately 635 people voted in 20 minutes. Within 10 minutes of the close of voting, the results were available. Ms. Sadler said that the process is much more efficient, but people can take as much time as they want to mark their ballots in private and they will not hold anyone else up from using the machines.

Councillor Massie added that because there is a paper record of the vote, there will be back-ups in case of any electrical problems. He said that the reason this technology was chosen was because of the combination of using paper back-ups with high technology in order to anticipate any possible problems that might arise.

President Borst called for public testimony at 7:55 p.m. There being no one present to testify, Councillor Massie moved, seconded by Councillor Soards, for adoption. Proposal Nos. 64 and 65, 2003 were adopted on the following roll call vote; viz:

27 YEAS: Bainbridge, Black, Borst, Boyd, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Smith, Soards, Talley, Tilford
1 NAY: Bradford
1 ABSENT: Short

Proposal No. 64, 2003 was retitled SPECIAL ORDINANCE NO. 1, 2003, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 1, 2003

A SPECIAL ORDINANCE authorizing the issuance and sale of notes of Marion County, Indiana for the purpose of making a loan to provide funds to acquire a new voting system for Marion County and to pay the expenses in connection with or on account of the issuance of such notes.

WHEREAS, on December 16, 2002, the Council passed City-County Special Resolution No. 74,2002 to authorize the Marion County Election Board (the "Board") to acquire a new voting system (the "Project") for Marion County, Indiana (the "County") and to assure the Board that the Council would provide financing of such acquisition;

WHEREAS, the Board has executed a contract for the purchase of a new voting system;

WHEREAS, the Council now desires to issue one or more series of notes, the proceeds of which shall be used to pay for all or a portion of the Project, which notes shall be payable solely from revenues or funds of the County legally available for the payment of principal of and interest on the notes;

WHEREAS, Indiana Code 5-1.4 provides that a "qualified entity," which term includes the County, may issue and sell its notes to The Indianapolis Local Public Improvement Bond Bank (the "Bond Bank");

WHEREAS, the Executive Director of the Bond Bank has expressed a willingness to purchase the notes in a negotiated sale subject to approval by the Board of Directors of the Bond Bank; and

WHEREAS, the Council has determined that it will be in the best interest of Marion County to sell the notes to the Bond Bank in a negotiated sale.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. For the purpose of procuring funds to pay for all or a portion of the Project Marion County shall make a loan in an amount not to exceed Eleven Million One Hundred Thousand Dollars (\$11,100,000).

In order to procure the funds for such loan, the Marion County Auditor (the "Auditor"), is authorized and directed to have prepared and to issue and sell to the Bond Bank the notes of the County payable solely from revenues or funds of the County legally available for the payment of principal of and interest on the notes, and designated as "Marion County, Indiana Limited Recourse Notes, Series 2003 A" in an aggregate principal amount not to exceed Eleven Million One Hundred Thousand Dollars (\$11,100,000) (the "Notes"). The final aggregate principal amount of the Notes and the prices at which such Notes are to be sold shall be determined by the Auditor in accordance with the Qualified Entity Purchase Agreement (as hereinafter defined). The Auditor is authorized to sell any portion of the Notes in a separate series if, in the judgment of the Auditor, such action would be advantageous to the marketing of the Notes, provided that the aggregate principal amount of all such series shall not exceed the amount authorized above. If such a separate series of Notes is sold, all references herein to "Notes" shall include such separate series.

The Notes shall be issued in fully registered form and shall be lettered and numbered separately from one consecutively upward in order of maturity preceded by "03A-R" and with such further or alternate designation provided for herein or as the Auditor shall determine. The Notes shall bear an original date which shall be the date of delivery and shall bear interest from such original date. The Notes shall mature as set forth in the Qualified Entity Purchase Agreement and not later than two (2) years from the date of issuance of such Notes. The Council hereby authorizes an extension of the maturity for an additional three (3) years, for a total maturity of no later than five (5) years from the date of issuance of such Notes. Interest on the Notes shall be payable on the dates and at a rate to be determined in accordance with the Qualified Entity Purchase Agreement. Interest will be calculated on the basis of twelve 30-day months for a 360-day year, or such other method as shall be set forth in the Qualified Entity Purchase Agreement. The Notes shall be subject to redemption or prepayment prior to maturity as set forth in the Qualified Entity Purchase Agreement.

A qualified institution may be appointed by the Auditor as the Paying Agent for the Notes or the Auditor may serve as the Paying Agent. The proper officers are hereby authorized on behalf of the County, to enter into such agreements or understandings with any such institution so appointed as will enable the institution to perform the services required of the Paying Agent. The proper officers are further authorized, on behalf of the County, to pay such fees as such institution may charge for the services it provides as the Paying Agent.

The Notes shall be signed in the name of Marion County, Indiana (the "County") by the manual or facsimile signatures of the Board of Commissioners of the County, and the seal of the County or a facsimile thereof shall be affixed, imprinted, engraved, or otherwise reproduced thereon and attested by the manual or facsimile signature of the Auditor. The Notes shall be negotiable under the laws of the State of Indiana.

SECTION 2. The Auditor is hereby authorized and directed to negotiate the sale of the Notes to the Bond Bank. Prior to the delivery of the Notes, the Auditor shall obtain a legal opinion as to the validity of the Notes from Bose McKinney & Evans LLP, bond counsel, of Indianapolis, Indiana, and shall furnish such opinion to the Bond Bank, as purchaser of the Notes. The cost of the opinion shall be considered as part of the costs incidental to these proceedings and may be paid out of proceeds of the Notes.

SECTION 3. The Auditor is hereby authorized and directed to have the Notes prepared, and the Board of Commissioners of the County is hereby authorized and directed to execute the Notes and the Auditor is authorized to attest the Notes in the form and manner provided in the Qualified Entity Purchase Agreement. The Auditor, the Board of Commissioners of the County, and the Marion County Treasurer are hereby authorized to take such further actions and execute such further documents as may be necessary to consummate the sale and delivery of the Notes.

Proceeds from the sale of the Notes shall be deposited in an account or accounts established by the County Treasurer and held or invested as permitted by law.

SECTION 4. The Qualified Entity Purchase Agreement, substantially in the form submitted herewith and marked Exhibit A, between the Bond Bank and the County is hereby approved. The Board of Commissioners of the County is hereby authorized and directed to execute and deliver the Qualified Entity Purchase Agreement on behalf of the County with such changes or modifications therein as they may approve with the advice of counsel, such approval to be conclusively evidenced by their execution thereof, and the Auditor is hereby authorized to attest the Qualified Entity Purchase Agreement.

SECTION 5. This Ordinance shall be in full force and effect upon adoption and compliance with Indiana Code 36-3-4-14.

Proposal No. 65, 2003 was retitled FISCAL ORDINANCE NO. 17, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 17, 2003

A FISCAL ORDINANCE appropriating the proceeds (including investment earnings thereon) of the Marion County, Indiana limited recourse notes, Series 2003 A.

WHEREAS, the City-County Council of the City of Indianapolis and of Marion County, Indiana (the "City-County Council"), has determined to issue limited recourse notes of the County payable from revenues or funds of the County legally available for the payment of principal of and interest on the notes, in an aggregate principal amount not to exceed Eleven Million One Hundred Thousand Dollars (\$11,100,000), for the purpose of raising money to pay the cost of funding a new voting system for Marion County, Indiana (the "County"), such costs including the estimated cost of all expenses reasonably incurred in connection with the acquisition of such voting system, including the expenses associated therewith and expenses in connection with or on account of the issuance of the notes therefor (collectively, the "Project Costs");

WHEREAS, the County did not include the proceeds (including investment earnings thereon) of the notes of the County in the regular budget for the year 2003;

WHEREAS, there are insufficient funds available or provided for in the existing budget and tax levy which may be applied to the Project Costs, and the issuance of the notes has been authorized to procure the necessary funds, and an extraordinary emergency and necessity exists for the making of the additional appropriation set out herein;

WHEREAS, the Clerk of the City-County Council has caused notice of a hearing on the appropriation to be published as required by law; and

WHEREAS, such public hearing was held on February 24, 2003 at 7:00 p.m. (local time), in the Public Assembly Room, 2nd Floor, City-County Building, Indianapolis, Indiana, concerning said appropriation at which all taxpayers and interested persons had an opportunity to appear and express their views as to such additional appropriation.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The proceeds derived from the sale of the notes heretofore authorized to be issued (together with all investment earnings thereon) shall be, and are hereby, appropriated by the City-County Council for the purpose of providing funds for the Marion County Election Board for the cost of acquiring a new voting system for Marion County, Indiana, together with expenses associated therewith and expenses in connection with or on account of the issuance of the notes therefor, not provided for in the existing budget and tax levy.

SECTION 2. Such appropriation shall be in addition to all appropriations provided for in the existing budget and levy and shall continue in effect until the completion of the activities described in Section 1 above. Any surplus of such proceeds (including investment earnings thereon) shall be credited to the proper fund as provided by law.

SECTION 3. The Clerk of the City-County Council shall be, and hereby is authorized and directed to certify a copy of this Ordinance together with such other proceedings and actions as may be necessary to the Indiana Department of Local Government Finance.

SECTION 4. This Ordinance shall be in full force and effect upon adoption and compliance with Indiana Code 36-3-4-14.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 54, 2003. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 54, 2003 on February 5, 2003. The proposal, sponsored by Councillor Dowden, approves a transfer of \$10,564 in the 2003 Budget of the County Auditor

and the Prosecuting Attorney (State and Federal Grants Fund) to cover the existing bills for the Community Court. Councillor Dowden said that the Prosecutor's Office called him to say that the amount and source are correct on this transfer, but the budget character is wrong in the proposal. He moved, seconded by Councillor Schneider, to return Proposal No. 54, 2003 to Committee for further review. Proposal No. 54, 2003 was returned to Committee by a unanimous voice vote.

Councillor Bainbridge reported that the Public Works Committee heard Proposal Nos. 66-73, 2003 on February 13, 2003. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 66, 2003. The proposal, sponsored by Councillor Bainbridge, authorizes stop signs for Danbury Road and Eagledale Drive (District 8). PROPOSAL NO. 67, 2003. The proposal, sponsored by Councillor Langsford, authorizes intersection controls for Willow Oaks Subdivision, Section 2 (District 13). PROPOSAL NO. 68, 2003. The proposal, sponsored by Councillor Langsford, authorizes intersection controls for Willow Lakes Subdivision, Section 2 (District 13). PROPOSAL NO. 69, 2003. The proposal, sponsored by Councillor Knox, authorizes intersection controls for Gasoline Alley and Grande Avenue (District 17). PROPOSAL NO. 70, 2003. The proposal, sponsored by Councillor Knox, authorizes parking restrictions on Regent Street near Lynhurst Drive (District 17). PROPOSAL NO. 71, 2003. The proposal, sponsored by Councillors Black and Nytes, authorizes parking restrictions on Central Avenue near 32nd Street (Districts 6, 22). PROPOSAL NO. 72, 2003. The proposal, sponsored by Councillor Nytes, authorizes special parking restrictions at various locations on Massachusetts Avenue (District 22). PROPOSAL NO. 73, 2003. The proposal, sponsored by Councillor Nytes, authorizes the deletion of parking restrictions on various streets in the Lockerbie Neighborhood (District 22). By 7-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Bainbridge moved, seconded by Councillor Nytes, for adoption. Proposal Nos. 66-73, 2003 were adopted on the following roll call vote; viz:

28 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Smith, Soards, Talley, Tilford
0 NAYS:
1 ABSENT: Short

Proposal No. 66, 2003 was retitled GENERAL ORDINANCE NO. 13, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 13, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
16	Danbury Rd Eagledale Dr	Eagledale Dr	Yield

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
16	Danbury Rd Eagledale Dr	Eagledale Dr	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 67, 2003 was retitled GENERAL ORDINANCE NO. 14, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 14, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
34	Bent Willow Dr Coldwater Ct	Bent Willow Dr	Stop
34	Bent Willow Dr Cross Willow Ln	Cross Willow Ln	Stop
34	Bent Willow Dr Dancy Ct	Bent Willow Dr	Stop
34	Bright Leaf Cir Cross Willow Ln	Cross Willow Ln	Stop
34	Cross Willow Ln Dancy Dr	Cross Willow Ln	Stop
34	Cross Willow Ln Raymond St	Raymond St	Stop
34	Cross Willow Ln Windy Hill Way	None	All Way Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 68, 2003 was retitled GENERAL ORDINANCE NO. 15, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 15, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
34	Coldwater Cir Windy Hill Way	Windy Hill Way	Stop
34	Dancy Dr Windy Hill Ln Windy Hill Way	Windy Hill Ln Windy Hill Way	Stop
34	Windy Hill Ct Windy Hill Way	Windy Hill Way	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 69, 2003 was retitled GENERAL ORDINANCE NO. 16, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 16, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
23	Gasoline Alley Grande Ave	Gasoline Alley	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 70, 2003 was retitled GENERAL ORDINANCE NO. 17, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 17, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 621-121, Parking prohibited at all times on certain streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-121, Parking prohibited at all times on certain streets, be and the same is hereby amended by the addition of the following, to wit:

Regent Street, on the south side, from Lynhurst Drive to a point 185 feet east of Lynhurst Drive

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 71, 2003 was retitled GENERAL ORDINANCE NO. 18, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 18, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 621-121, Parking prohibited at all times on certain streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-121, Parking prohibited at all times on certain streets, be and the same is hereby amended by the addition of the following, to wit:

Central Avenue, on both sides, from 32nd Street to a point 100 feet north of 32nd Street

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 72, 2003 was retitled GENERAL ORDINANCE NO. 19, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 19, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 621-120, Special parking privileges for certain persons or vehicles in certain locations; and Sec. 621-202, Parking meter zones designated.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-120, Special parking privileges for certain persons or vehicles in certain locations, be and the same is hereby amended by the addition of the following, to wit:

(a) Notwithstanding any prohibitions or restrictions elsewhere in this chapter upon parking or temporary stops applicable to the general public, the following persons or vehicles are hereby granted the special parking privileges set out in this section, at and within the locations designated:

- (12) Any vehicle, so marked, as Center Township Trustees Office staff, and no others, may park at any time, from 6:00 a.m. to 6:00 p.m., in the following locations:

Massachusetts Avenue, on the south side, from a point 588 feet northeast of St. Clair Street,
to a point 686 feet northeast of St. Clair Street

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-202, Parking meter zones designated, be and the same is hereby amended by the addition of the following, to wit:

TWO HOUR
9:00 a.m. to 5:00 p.m.

Massachusetts Avenue, on the north side, from a point 165 feet northeast of
Carrollton Avenue to Bellefontaine Street

Massachusetts Avenue, on the south side, from a point 455 feet northeast of St. Clair Street,
to a point 525 feet northeast of St. Clair Street

Massachusetts Avenue, on the south side, from a point 735 feet northeast of St. Clair Street,
to a point 955 feet northeast of St. Clair Street

Proposal No. 73, 2003 was retitled GENERAL ORDINANCE NO. 20, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 20, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 621-126, Parking time restricted on designated days.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-126, Parking time restricted on designated days, be and the same is hereby amended by the deletion of the following, to wit:

TWO HOURS

On Any Day Except Saturday and Sunday
from 6:00 a.m. to 6:00 p.m.

Lockerbie Circle North Drive, on the south side, from East Street to Lockerbie Circle South Drive

Lockerbie Circle South Drive, on the north side, from East Street to Lockerbie Circle North Drive

Lockerbie Street, on both sides, from East Street to Park Avenue

Lockerbie Street, on the north side, from Park Avenue to College Avenue

Park Avenue, on the west side, from Lockerbie Street to Michigan Street

Vermont Street, on the north side, from Cleveland Street to East Street

Vermont Street, on the south side, from East Street to College Avenue

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

**FIRE SPECIAL SERVICE DISTRICT
SPECIAL ORDERS - PUBLIC HEARING**

President Borst convened the Fire Special Service District Council.

Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 61-63, 2003 on February 5, 2003. He asked for consent to vote on Proposal Nos. 61 and 63, 2003 together. Consent was given.

PROPOSAL NO. 61, 2003. The proposal, sponsored by Councillors Dowden, Moriarty Adams, and Soards, approves an increase of \$740,000 in the 2003 Budget of the Department of Public Safety, Fire Division (Non-Lapsing Federal Grants Fund) to assist Indiana Task Force One in becoming a Weapons of Mass Destruction Urban, Search and Rescue Team, financed by a federal grant from FEMA (Federal Emergency Management Agency). PROPOSAL NO. 63, 2003. The proposal, sponsored by Councillors Dowden and Moriarty Adams, approves a transfer totaling \$38,890 in the Department of Public Safety, Fire Division Non-Lapsing Federal Grants Fund (amends F.S.S.D.F.O. No. 6, 2002) to fund a contract with Public Safety Medical Services to enhance existing wellness services it is currently providing to IFD. By 9-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass.

President Borst called for public testimony at 8:02 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Smith, for adoption. Proposal Nos. 61 and 63, 2003 were adopted on the following roll call vote; viz:

28 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Smith, Soards, Talley, Tilford

0 NAYS:

1 ABSENT: Short

Proposal No. 61 2003 was retitled FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 1, 2003, and reads as follows:

FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 1, 2003

A FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE amending the Fire Special Service District Budget for 2003 (Fire Special Service District Fiscal Ordinance No. 4, 2002) appropriating Seven Hundred Forty Thousand Dollars (\$740,000) in the Non-Lapsing Federal Grants Fund for purposes of the Department of Public Safety, Fire Division, and reducing the unappropriated and unencumbered balance in the Non-Lapsing Federal Grants Fund.

BE IT ORDAINED BY THE FIRE SPECIAL SERVICE DISTRICT COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 of the Fire Special Service District Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Public Safety, Fire Division to assist Indiana Task Force One in becoming a Weapons of Mass Destruction Urban, Search and Rescue Team, financed by a federal grant from the Federal Emergency Management Agency (FEMA).

SECTION 2. The sum of Seven Hundred Forty Thousand Dollars (\$740,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

DEPARTMENT OF PUBLIC SAFETY

FIRE DIVISION

2. Materials and Supplies

3. Other Services and Charges

4. Capital Outlay

TOTAL INCREASE

NON-LAPSING FEDERAL GRANTS FUND

62,000

435,500

242,500

740,000

SECTION 4. The said increased appropriation is funded by the following reductions:

NON-LAPSING FEDERAL GRANTS FUND

Unappropriated and Unencumbered

Non-Lapsing Federal Grants Fund

TOTAL REDUCTION

740,000

740,000

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SECTION 7. This appropriation shall be in addition to all appropriations provided for in the regular budget and levy, and shall continue in effect until the completion of the program described in section 1 above.

Proposal No. 63, 2003 was retitled FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 2, 2003, and reads as follows:

FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 2, 2003

A FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE amending the Department of Public Safety, Fire Division, Non-Lapsing Federal Grants Fund by transferring and appropriating Thirty Eight Thousand Eight Hundred Ninety Dollars (\$38,890) in the Non-Lapsing Federal Grants Fund for purposes of the Department of Public Safety, Fire Division, and reducing certain other appropriations for that division.

BE IT ORDAINED BY THE FIRE SPECIAL SERVICE DISTRICT COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the Fire Special Service District Fiscal Ordinance No. 6, 2002, be, and is hereby, amended by the increases and reductions hereinafter stated to fund a contract with Public Safety Medical Services (PSMS) to enhance existing wellness services it is currently providing to IFD.

SECTION 2. The sum of Thirty Eight Thousand Eight Hundred Ninety Dollars (\$38,890) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

DEPARTMENT OF PUBLIC SAFETY
FIRE DIVISION

3. Other Services and Charges
TOTAL INCREASE

NON-LAPSING FEDERAL GRANTS FUND
38,890
38,890

SECTION. 4 The said additional appropriation is funded by the following reductions:

DEPARTMENT OF PUBLIC SAFETY
FIRE DIVISION

2. Materials and Supplies
4. Capital Outlay
TOTAL DECREASE

NON-LAPSING FEDERAL GRANTS FUND
10,429
28,461
38,890

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SECTION 7. This appropriation shall be in addition to all appropriations provided for in the regular budget and levy, and shall continue in effect until the completion of the program described in section 1 above.

PROPOSAL NO. 62, 2003. The proposal, sponsored by Councillors Dowden and Moriarty Adams, approves an increase of \$1,500 in the 2003 Budget of the Department of Public Safety, Fire Division (Non-Lapsing Federal Grants Fund) to support IFD Station #30's Permanent Fitting Stations program (a program to educate citizens on the proper installation and use of car seats), financed by a federal grant. By an 8-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden reported that the negative vote was due to a member of the Committee who felt parents should be responsible for buying their own car seats, as he has always done.

President Borst called for public testimony at 8:04 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Massie, for adoption. Proposal No. 62, 2003 was adopted on the following roll call vote; viz:

27 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Smith, Soards, Talley, Tilford

1 NAY: Schneider

1 ABSENT: Short

Proposal No. 62, 2003 was retitled FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 3, 2003, and reads as follows:

FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 3, 2003

A FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE amending the Fire Special Service District Budget for 2003 (Fire Special Service District Ordinance No. 4, 2002) appropriating an additional One Thousand Five Hundred Dollars (\$1,500) in the Non-Lapsing Federal Grants Fund for purposes of the Department of Public Safety, Fire Division, and reducing the unappropriated and unencumbered balance in the Non-Lapsing Federal Grants Fund.

BE IT ORDAINED BY THE FIRE SPECIAL SERVICE DISTRICT COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 of the Fire Special Service District Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Public Safety, Fire Division to support the Permanent Fitting Stations (PFS) project at IFD Station #30, a program to educate citizens on the proper installation and use of car seats, financed by a federal grant

SECTION 2. The sum of One Thousand Five Hundred Dollars (\$1,500) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

DEPARTMENT OF PUBLIC SAFETY

FIRE DIVISON

2. Materials and Supplies
3. Other Services and Charges
TOTAL INCREASE

NON-LAPSING FEDERAL GRANTS FUND

1,375
125
1,500

SECTION 4. The said additional appropriation is funded by the following reductions:

NON-LAPSING FEDERAL GRANTS FUND

Unappropriated and Unencumbered
Non-Lapsing Federal Grants Fund
TOTAL REDUCTION

1,500
1,500

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SECTION 7. This appropriation shall be in addition to all appropriations provided for in the regular budget and levy, and shall continue in effect until the completion of the program described in section 1 above.

President Borst re-convened the City-County Council.

NEW BUSINESS

Councillor Langsford stated that all Councillors are invited to the Media Stew Night at the Indianapolis Firefighters' Union Hall on Massachusetts Avenue on Wednesday evening from 5:00 to 8:00 p.m.

ANNOUNCEMENTS AND ADJOURNMENT

The President said that the docketed agenda for this meeting of the Council having been completed, the Chair would entertain motions for adjournment.

Councillor Boyd stated that he had been asked to offer the following motion for adjournment by:

- (1) Councillors Langsford and Short in memory of Alison Cook; and
- (2) Councillors Tilford, Langsford, and Moriarty Adams in memory of Richard L. Poynter;
- (3) Councillor Cockrum in memory of Ramond C. Willoughby; and
- (4) Councillor Gibson in memory of Philip David Henry; and
- (5) Councillor Bradford in memory of Meredith Thomas.

Councillor Boyd moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of Alison Cook, Richard L. Poynter, Ramond C. Willoughby, Philip David Henry, and Meredith Thomas. He respectfully asked the support of fellow Councillors. He further requested that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the families advising of this action.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 8:06 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 24th day of February, 2003.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.



President

ATTEST:



Clerk of the Council

(SEAL)

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA
REGULAR MEETINGS**

MONDAY, MARCH 17, 2003

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:09 p.m. on Monday, March 17, 2003, with President Borst presiding.

Councillor Moriarty Adams introduced her brother Father Joseph Moriarty, a chaplain for the Indianapolis Fire Department, who led the opening prayer. Councillor Moriarty Adams then invited all present to join her in the Pledge of Allegiance to the Flag.

ROLL CALL

President Borst instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

28 PRESENT: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford
1 ABSENT: Dowden

A quorum of twenty-eight members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Short introduced Yasuhide Nakayama, policy secretary of the Tokyo, Japan House of Representatives, who greeted the Council with well-wishes from his homeland. Councillor Langsford recognized Irvington residents Mr. and Mrs. Steve Arnett. Councillor Black introduced community activist Marion Town. Councillor Sanders acknowledged all residents of Indianapolis in attendance. Councillor Gibson recognized Pike Township Assessor Barbara Hurst and Ken and Sheryl Kern, Warren Township residents. Councillor Nytes introduced John Gibson, former mayoral candidate. Councillor Frick recognized his wife Tracy and Council candidates Janice Shaddock, Pete Pizarro, Mike McQuillen, and Mike Speedy.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA

Ladies And Gentlemen :

You are hereby notified the REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, March 17, 2003, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Philip C. Borst, D.V.M.
President, City-County Council

February 25, 2003

TO PRESIDENT BORST AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the *Court & Commercial Record* and in the *Indianapolis Star* on Friday, February 28, 2003, a copy of a Notice of Public Hearing on Proposal Nos. 113-115, and 119, 2003, said hearing to be held on Monday, March 17, 2003, at 7:00 p.m. in the City-County Building.

Respectfully,
s/Suellen Hart
Clerk of the City-County Council

March 7, 2003

TO PRESIDENT BORST AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have approved with my signature and delivered this day to the Clerk of the City-County Council, Suellen Hart, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 17, 2003 - appropriates the proceeds (including investment earnings thereon) of the Marion County, Indiana limited recourse notes, Series 2003 A

GENERAL ORDINANCE NO. 13, 2003 - authorizes stop signs for Danbury Road and Eagledale Drive (District 8)

GENERAL ORDINANCE NO. 14, 2003 - authorizes intersection controls for Willow Oaks Subdivision, Section 2 (District 13)

GENERAL ORDINANCE NO. 15, 2003 - authorizes intersection controls for Willow Lakes Subdivision, Section 2 (District 13)

GENERAL ORDINANCE NO. 16, 2003 - authorizes intersection controls for Gasoline Alley and Grande Avenue (District 17)

GENERAL ORDINANCE NO. 17, 2003 - authorizes parking restrictions on Regent Street near Lynhurst Drive (District 17)

GENERAL ORDINANCE NO. 18, 2003 - authorizes parking restrictions on Central Avenue near 32nd Street (Districts 6, 22)

GENERAL ORDINANCE NO. 19, 2003 - authorizes special parking restrictions at various locations on Massachusetts Avenue (District 22)

GENERAL ORDINANCE NO. 20, 2003 - authorizes the deletion of parking restrictions on various streets in the Lockerbie Neighborhood (District 22)

March 17, 2003

SPECIAL ORDINANCE NO. 1, 2003 - authorizes the issuance and sale of notes of Marion County, Indiana for the purpose of making a loan to provide funds to acquire a new voting system for Marion County and to pay the expenses in connection with or on account of the issuance of such notes

SPECIAL RESOLUTION NO. 3, 2003 - recognizes the 42nd Anniversary of the Peace Corps

SPECIAL RESOLUTION NO. 4, 2003 - congratulates Councillor Bob Cockrum for being inducted into the Purdue University ROTC Hall of Fame

FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 1, 2003 - approves an increase of \$740,000 in the 2003 Budget of the Department of Public Safety, Fire Division (Non-Lapsing Federal Grants Fund) to assist Indiana Task Force One in becoming a Weapons of Mass Destruction Urban, Search and Rescue Team, financed by a federal grant from FEMA (Federal Emergency Management Agency)

FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 2, 2003 - approves a transfer totaling \$38,890 in the Department of Public Safety, Fire Division Non-Lapsing Federal Grants Fund (amends F.S.S.D.F.O. No. 6, 2002) to fund a contract with Public Safety Medical Services to enhance existing wellness services it is currently providing to IFD

FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 3, 2003 - approves an increase of \$1,500 in the 2003 Budget of the Department of Public Safety, Fire Division (Non-Lapsing Federal Grants Fund) to support IFD Station #30's Permanent Fitting Stations program (a program to educate citizens on the proper installation and use of car seats), financed by a federal grant

Respectfully,
s/Bart Peterson, Mayor

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed.

Councillor Soards asked for consent to move Proposal No. 52, 2003 to the end of Special Resolutions and Council Resolutions. He said that the Municipal Corporations Committee did not have a quorum in order to make a formal recommendation, but the appointee is known to the Council and he would appreciate a vote on this item this evening. Consent was given.

Without further objection, the agenda, as amended, was adopted.

APPROVAL OF THE JOURNAL

The President called for additions or corrections to the Journal of February 24, 2003. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS

PROPOSAL NO. 165, 2003. The proposal, sponsored by Councillor Tilford, commends the Department of Public Works employees and others who all helped remove snow this winter. Councillor Tilford read the proposal and presented representatives with copies of the document and Council pins. Barbara Lawrence, director of the Department of Public Works, and Steve Quick, president of the Association of Federal, State, and County Municipal Employees (AFSCME), thanked the Council for the recognition and applauded the workers for their efforts. Councillor Tilford moved, seconded by Councillor Coughenour, for adoption. Proposal No. 165, 2003 was adopted by a unanimous voice vote.

Proposal No. 165, 2003 was retitled SPECIAL RESOLUTION NO. 5, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 5, 2003

A SPECIAL RESOLUTION commending the Department of Public Works employees and others who all helped remove snow this winter.

WHEREAS, A near record of 50 inches of snow fell this winter in Central Indiana, and while outlying cities and counties simply surrendered and told their people to stay off their streets and roads, Indianapolis went to work and activated its plan to fight the snow, ice and cold temperatures so that our children could attend school, workers get to work, worshipers get to Church, medical appointments be kept, ambulances could run, and all of the other recreation, jobs and other everyday life activities; and

WHEREAS, the Department of Public Works started plowing snow on December 24, 2002, and through early March of 2003, employees ran numerous 12-hour shifts and missed holidays and weekends with their families; and

WHEREAS, many resources were tapped to keep this city moving – Parks Department workers, dispatchers, Indianapolis Fleet Services worked around the clock to keep the trucks rolling, WREP equipment and workers were there, DMD employees were always ready and willing to help, trash trucks became snow plows on weekends, and on more than five occasions DPW called out the private contractors to assist in the effort; and

WHEREAS, all of this was done under adverse weather, fatigue, and long absences from families and life's normal routine so that the citizens of Indianapolis could continue their everyday lives nearly uninterrupted; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council, as elected representatives of the people of Indianapolis, expresses its thanks to the Department of Public Works and the other departments and workers who kept Indianapolis moving during this cold snowy winter.

SECTION 2. That "can-do" spirit along with good organization and planning allowed near normal levels of education, recreation, commerce, industry, charity, medical, religious activity and all of the other pursuits to keep moving in spite of some nasty blows from Mother Nature.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 166, 2003. The proposal, sponsored by Councillor Borst, congratulates Youth as Resources of Central Indiana upon its 15th Anniversary. Councillor Borst read the proposal and presented representatives with a copy of the document and Council pins. Councillor Borst moved, seconded by Councillor Sanders, for adoption. Proposal No. 166, 2003 was adopted by a unanimous voice vote.

Proposal No. 166, 2003 was retitled SPECIAL RESOLUTION NO. 6, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 6, 2003

A SPECIAL RESOLUTION congratulating Youth as Resources of Central Indiana upon its 15th Anniversary.

WHEREAS, Youth as Resources was founded in Indianapolis 15 years ago and has since been replicated in 22 states and three nations; and

WHEREAS, the organization promotes young people to become active and creative contributors of service to the community, to harness the ideas and energy of youth, to increase self confidence, and to improve the community in which they live; and

March 17, 2003

WHEREAS, many of the Youth as Resources volunteer programs have involved scouts, school children, incarcerated youth, 4-H Clubs, student councils, youth in public housing communities, religious youth groups, Key Club members, alternative schools, youth in residential care settings, and many others; and

WHEREAS, since its founding in 1988, Youth as Resources has awarded grants to 885 service projects that involved 22,632 youth volunteers in Marion County; now, therefore

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and congratulates Youth as Resources of Central Indiana for 15 years work with targeted grants to help young people become more knowledgeable, self confident and involved as responsible citizens of this community.

SECTION 2. The Council commends Lilly Endowment for its foresight in the initial grant, for United Way of Central Indiana for being a stalwart partner with Youth as Resources, for the staff and volunteers who make it happen, and most importantly for the young people during the past 15 years who said yes to become personally involved in nearly a thousand meaningful projects in Indianapolis.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 167, 2003. The proposal, sponsored by Councillors Nytes, Soards, Boyd, and Black, recognizes the 130th Anniversary of the Indianapolis-Marion County Public Library. Councillor Nytes read the proposal and presented representatives with copies of the document and Council pins. Nancy Stevenson, board member, and Ed Szynaka, Chief Executive Officer, thanked the Council for the recognition. Councillor Nytes moved, seconded by Councillor Soards, for adoption. Proposal No. 167, 2003 was adopted by a unanimous voice vote.

Proposal No. 167, 2003 was retitled SPECIAL RESOLUTION NO. 7, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 7, 2003

A SPECIAL RESOLUTION recognizing the 130th Anniversary of the Indianapolis-Marion County Public Library.

WHEREAS, three years after the Civil War, in 1868, the pastor of the Second Presbyterian Church preached a powerful sermon which strongly advocated that the people of Indianapolis should have a public library; and

WHEREAS, in 1873, the Indianapolis Public Library opened its doors in the High School at Pennsylvania and Michigan Streets; and

WHEREAS, since its modest beginning, the Library has expanded to the Central Library, 22 branches, bookmobiles, and programs and services that touch every segment of the community; and

WHEREAS, the Indianapolis-Marion County Public Library has moved beyond the mere circulation of books to expand the scope of its services through the use of technological tools as evidenced by an active website, a computerized catalog, and internet service for all patrons; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and congratulates the Indianapolis-Marion County Public Library for its 130 years of outstanding library service to the people of Indianapolis.

SECTION 2. The Council specifically commends the Library Board of Trustees, Chief Executive Officer Edward M. Szynaka, the Library staff, Library patrons, and supportive citizens for a continued vision of quality library services.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 168, 2003. The proposal, sponsored by Councillor Conley, recognizes the April 6, 2003, Inaugural Race for all Races-Indianapolis Diversity Run. Councillor Conley read the proposal and presented copies of the document and Council pins to representatives. Race director Ken Long, thanked the Council for the recognition and invited everyone to participate. Councillor Conley moved, seconded by Councillor Gibson, for adoption. Proposal No. 168, 2003 was adopted by a unanimous voice vote.

Proposal No. 168, 2003 was retitled SPECIAL RESOLUTION NO. 8, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 8, 2003

A SPECIAL RESOLUTION recognizing the April 6, 2003, Inaugural Race for all Races-Indianapolis Diversity Run.

WHEREAS, in 1999, the Carmel based Asian American Alliance was established as an organization representing Asian Americans in the community; and

WHEREAS, in 2003, the Asian American Alliance partnered with the Black Chamber of Commerce, Indianapolis Hispanic Chamber of Commerce, Indianapolis Rainbow Chamber of Commerce, Indianapolis Urban League, Indiana State Hispanic Chamber of Commerce, International Center of Indianapolis and the Nationalities Council of Indiana to host the Inaugural Race for all Races—Indianapolis Diversity Run; and

WHEREAS, the five mile runners and 5K walkers will assemble on Sunday morning, April 6, at Conseco Fieldhouse, race proceeds will benefit the Indianapolis Public Schools need-based Scholarship Fund, and race participants will be offered a \$5.00 discount to attend the Pacers basketball game later that afternoon; and

WHEREAS, on that Sunday, the streets of downtown Indianapolis will be filled with thousands of people from different races and backgrounds in a human showcase of the growing multiethnic nature of Indianapolis; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes the April 6, 2003, Inaugural Race for all Races—Indianapolis Diversity Run, its organizing partner organizations, volunteers, and its business sponsors: Asian American Alliance, Inc., Pacers Sports & Entertainment, Bose McKinney & Evans, LLP, Baker Hill, Brightpoint, Merrill Lynch, SMC, and Cummins, Inc.

SECTION 2. Runners and walkers for this first race may pre-register by March 31st with professional race director Ken Long & Associates, 994 North Combs Road, Greenwood, Indiana 46143.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 184, 2003. The proposal, sponsored by Councillor Short, congratulates the IUPUI Jaguars for their first trip to the NCAA Basketball Tournament. Councillor Short said that the team will be honored upon their return and moved, seconded by Councillor Soards, to

postpone Proposal No. 184, 2003 until April 14, 2003. Proposal No. 184, 2003 was postponed by a unanimous voice vote.

PROPOSAL NO. 169, 2003. The proposal, sponsored by Councillors Frick, Borst, Bainbridge, Bradford, Cockrum, Coughenour, Coonrod, Dowden, Langsford, Massie, McWhirter, Schneider, Smith, Soards, and Tilford, urges peace in the Gulf Region, and expresses appreciation for Indianapolis' servicemen and servicewomen who are on active duty. Councillor Frick read the proposal and moved, seconded by Councillor Bradford, for adoption.

Councillor Horseman moved, seconded by Councillor Sanders, to amend Proposal No. 169, 2003 to simply encourage peace and express appreciation for the servicemen and women without making any stance on the rightness or wrongness of war. She provided Council members with a revised version of the proposal.

Councillors Sanders, Talley, Gibson, Conley, Gray, Boyd, Black, and Douglas stated that they support the amendment and felt that in representing all citizens of Marion County it would not be appropriate to express direct support for the decision to go to war, but simply to affirm those who are in harm's way. They encouraged members to support the amendment.

Councillors Coonrod, Massie, Coughenour, Bradford, and Smith said that they support the proposal as originally introduced. They said that the Iraqi government has had many years and many chances to disarm and abide by national rules, and they have chosen not to. Councillors Coonrod, Massie, Coughenour, Bradford, and Smith encouraged members to defeat the amendment.

The amendment failed by the following roll call vote; viz:

14 YEAS: Black, Boyd, Brents, Conley, Douglas, Gibson, Gray, Horseman, Knox, Moriarty Adams, Nytes, Sanders, Short, Talley
14 NAYS: Bainbridge, Borst, Bradford, Cockrum, Coonrod, Coughenour, Frick, Langsford, Massie, McWhirter, Schneider, Smith, Soards, Tilford
1 ABSENT: Dowden

Proposal No. 169, 2003 was adopted on the following roll call vote; viz:

15 YEAS: Bainbridge, Borst, Bradford, Cockrum, Coonrod, Coughenour, Frick, Knox, Langsford, Massie, McWhirter, Schneider, Smith, Soards, Tilford
12 NAYS: Black, Boyd, Brents, Conley, Douglas, Gibson, Gray, Moriarty Adams, Nytes, Sanders, Short, Talley
1 NOT VOTING: Horseman
1 ABSENT: Dowden

Councillors Talley, Boyd, Horseman, Gibson, Conley, Moriarty Adams, Knox, and Massie asked for consent to explain their votes. Consent was given.

Councillors Talley, Boyd, Gibson, Conley, and Moriarty Adams said that they cannot in good conscience vote in favor of a proposal that endorses the decision to go to war and risk innocent lives without unanimous United Nations support. They added that it is unfair not to let those citizens present this evening express their views as well. Councillor Horseman said that she abstained from voting because she could not vote in favor of war, but yet did not want to vote in opposition to those risking their lives for their country.

Councillor Knox said that although he voted against his party colleagues, he feels he must support wholeheartedly the servicemen and women who are called to do their duty and risk their lives, and therefore he could not in good conscience oppose the proposal.

Councillor Massie agreed and said that no one wants to go to war, but if a war is needed, America must support its troops.

Proposal No. 169, 2003 was retitled COUNCIL RESOLUTION NO. 56, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 56, 2003

A COUNCIL RESOLUTION urging peace in the Gulf Region, and expressing appreciation for Indianapolis' servicemen and servicewomen who are on active duty.

WHEREAS, in 1990 in response to Iraq's invasion and occupation against a small neighboring nation the United States forged a coalition of nations to liberate the people of Kuwait; and

WHEREAS, after Kuwait jubilantly regained its freedom in 1991, and Iraq's armies were reeling in retreat, Iraq President Saddam Hussein agreed with the United Nations demands for among other things eliminating its nuclear, biological, and chemical weapons programs, the means to produce them, and to end its support of international terrorism; and

WHEREAS, since that time, United States intelligence agencies, international inspectors, and Iraqi defectors led to the discovery that Iraq has large stockpiles of chemical weapons, a large scale biological weapons program, and is closer to producing a nuclear weapon than what had been earlier known; and

WHEREAS, Iraq's current leader poses a continuing threat to peace and security in the Middle East, and remains in material and unacceptable breach of its cease fire agreement by continuing to possess and develop a significant chemical and biological weapons capability, actively seeking a nuclear weapons capability, and supporting and harboring terrorist organizations;

WHEREAS, Saddam Hussein's regime also continues to mock the United Nations by engaging in brutal repression of its civilian population, threatening peace and stability in the region, refusing to release or account for foreign citizens detained by Iraq including an American serviceman, and by failing to return property that was stolen during its occupation of neighboring Kuwait; and

WHEREAS, the current Iraqi regime has demonstrated its capability to use weapons of mass destruction against other nations and has poison gassed its own people; and

WHEREAS, Iraq has continued to demonstrate its aggression and irresponsibility on many occasions by firing on American and Coalition armed forces engaged in enforcing the earlier resolutions of the United Nations; and

WHEREAS, members of al Qaeda, the organization bearing responsibility for suicide murders upon the United States including the attacks that occurred on September 11, 2001, are known to be in Iraq; and

WHEREAS, Hussein's regime continues to aid and harbor other international terrorist groups including organizations that threaten the lives and safety of American citizens; and

WHEREAS, the September 11, 2001, attacks upon the United States underscore the horror and threat posed by the acquisition of weapons of mass destruction by international terrorist organizations and regimes that support such killers; and

WHEREAS, the United States is determined to prosecute the war on terrorism and Iraq's ongoing support of international terrorists, combined with its continuing development of weapons of mass destruction in defiance of its 1991 cease-fire treaty and other United Nations resolutions, makes it imperative for America's national defense to enforce UN resolutions, including the use of force if necessary; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council urges all citizens to pray to the Almighty for peace, recognizing that long term peace can only be brought about by a decision from Iraq President Saddam Hussein to immediately comply with United Nations resolution 1441 to disarm his offensive weapons of mass destruction, or someone else to disarm that regime.

SECTION 2. The time for filling the air with platitudes and talk is ending, and history has shown that temporary peace through appeasement is even more costly in suffering and human lives than doing what is right early on.

SECTION 3. It is imperative that Saddam Hussein's regime be disarmed so that he is no longer a threat to his neighbors and to United States citizens – through the use of military force if necessary.

SECTION 4. Meanwhile, the Indianapolis City-County Council realizes that many Indianapolis citizens who are part time and full time volunteer servicemen and servicewomen are now being called upon to defend America, and their families and loved ones on the home front are concerned about their well-being

SECTION 5. The Council expresses its appreciation for these brave men and women in the Armed Forces, and urges all citizens of this city to support and pray for Indy's sons and daughters who are on active duty until that day soon when they return victorious from this nation's duty of gaining peace and freedom in a volatile part of the world.

SECTION 6. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

President Borst called for a five-minute recess to clear the Council Chambers.

President Borst reconvened the meeting and asked for consent to vote on Proposal Nos. 32, 77, 84, 85, 86, 117, and 134, 2003 together. All are board appointments that passed out of their respective committees with unanimous do pass recommendations. Consent was given.

PROPOSAL NO. 32, 2003. The proposal, sponsored by Councillors Coughenour and Nytes, reappoints Joanna Niehoff to the Indianapolis City Market Corporation Board of Directors. PROPOSAL NO. 77, 2003. The proposal, sponsored by Councillor Borst, reappoints C. Eugene Hendricks to the Metropolitan Development Commission. PROPOSAL NO. 84, 2003. The proposal, sponsored by Councillor Borst, appoints Michael Engel to the Metropolitan Board of Zoning Appeals Division III. PROPOSAL NO. 85, 2003. The proposal, sponsored by Councillor Borst, reappoints J. Darrell Bakken to the Metropolitan Board of Zoning Appeals Division III. PROPOSAL NO. 86, 2003. The proposal, sponsored by Councillor Borst, reappoints Terry Hursh to the Ft. Benjamin Harrison Reuse Authority. PROPOSAL NO. 117, 2003. The proposal, sponsored by Councillor Dowden, confirms the Marion County Public Defender Board's nomination of David Cook as Marion County Chief Public Defender. PROPOSAL NO. 134, 2003. The proposal, sponsored by Councillors Nytes and McWhirter, reappoints Steve Ajamie to the County Property Tax Assessment Board of Appeals. Councillor Coughenour moved, seconded by Councillor McWhirter, for adoption. Proposal Nos. 32, 77, 84, 85, 86, 117, and 134, 2003 were adopted by a unanimous voice vote.

Proposal No. 32, 2003 was retitled COUNCIL RESOLUTION NO. 57, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 57, 2003

A COUNCIL RESOLUTION reappointing Joanna Niehoff to the Indianapolis City Market Corporation Board of Directors.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Indianapolis City Market Corporation Board of Directors, the Council reappoints:

Joanna Niehoff

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2004. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 77, 2003 was retitled COUNCIL RESOLUTION NO. 58, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 58, 2003

A COUNCIL RESOLUTION reappointing C. Eugene Hendricks to the Metropolitan Development Commission.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Metropolitan Development Commission, the Council reappoints:

C. Eugene Hendricks

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2003. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 84, 2003 was retitled COUNCIL RESOLUTION NO. 59, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 59, 2003

A COUNCIL RESOLUTION appointing Michael Engel to the Metropolitan Board of Zoning Appeals Division III.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Metropolitan Board of Zoning Appeals Division III, the Council appoints:

Michael Engel

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2003. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 85, 2003 was retitled COUNCIL RESOLUTION NO. 60, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 60, 2003

A COUNCIL RESOLUTION reappointing J. Darrell Bakken to the Metropolitan Board of Zoning Appeals Division III.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Metropolitan Board of Zoning Appeals Division III, the Council reappoints:

March 17, 2003

J. Darrell Bakken

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2003. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 86, 2003 was retitled COUNCIL RESOLUTION NO. 61, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 61, 2003

A COUNCIL RESOLUTION reappointing Terry Hursh to the Ft. Benjamin Harrison Reuse Authority.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Ft. Benjamin Harrison Reuse Authority, the Council reappoints:

Terry Hursh

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2005. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 117, 2003 was retitled COUNCIL RESOLUTION NO. 62, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 62, 2003

A COUNCIL RESOLUTION confirming the Marion County Public Defender Board's nomination of David Cook as Marion County Chief Public Defender.

WHEREAS, pursuant to Sec. 286-4 of the "Revised Code of the Consolidated City and County," a Marion County Public Defender Board nomination of the Marion County Chief Public Defender is subject to the annual confirmation of the City-County Council; and

WHEREAS, the Marion County Public Defender Board has submitted to this Council the name of David Cook to serve as Marion County Chief Public Defender; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. David Cook is approved and reconfirmed by the City-County Council to serve as Marion County Chief Public Defender.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 134, 2003 was retitled COUNCIL RESOLUTION NO. 63, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 63, 2003

A COUNCIL RESOLUTION reappointing Steve Ajamie to the County Property Tax Assessment Board of Appeals.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the County Property Tax Assessment Board of Appeals, the Council reappoints:

Steve Ajamie

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2003. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

PROPOSAL NO. 52, 2003. The proposal, sponsored by Councillor Tilford, reappoints Robert Pfeifer to the Health and Hospital Corporation Board of Trustees. Councillor Soards reported that the Municipal Corporations Committee met on March 10, 2003. Although there was not an official quorum to take a vote and make a recommendation, Mr. Pfeifer is well-known to the Committee and Councillor Soards would like to see the Council go ahead with this reappointment. He moved, seconded by Councillor Coughenour, for adoption. Proposal No. 52, 2003 was adopted by a unanimous voice vote.

Proposal No. 52, 2003 was retitled COUNCIL RESOLUTION NO. 64, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 64, 2003

A COUNCIL RESOLUTION reappointing Robert Pfeifer to the Health and Hospital Corporation Board of Trustees.

**BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. As a member of the Health and Hospital Corporation Board of Trustees, the Council reappoints:

Robert Pfeifer

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2004. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 140, 2003. Introduced by Councillor Nytes. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which approves the Mayor's appointment of Gabriel B. Paul as hearing officer to preside over the administrative adjudication of parking tickets"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 141, 2003. Introduced by Councillor McWhirter. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends Sec. 131-242 of the Revised Code to increase the fee collected by the County Auditor to \$5.00 for each endorsement on a document conveying an interest in real property"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 143, 2003. Introduced by Councillor McWhirter. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$35,636 in the 2003 Budget of the Pike Township Assessor (County General Fund) to pay the unpaid rent for 2002, financed by fund balances"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 144, 2003. Introduced by Councillors Langsford and Nytes. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves a transfer of \$315,000 and increase of \$2,775,770 in the 2003 Budget of the Department of Metropolitan Development (Non-Lapsing State Grants, Non-Lapsing Federal Grants, Consolidated County, Federal Grants, and Redevelopment General Funds) to provide affordable and supportive housing opportunities, community development, brownfield assessment and remediation, and economic development initiatives, financed by state and federal grants, fund balances, and a transfer of funds"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 145, 2003. Introduced by Councillors Cockrum and Douglas. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an appropriation of \$7,620,142 in the 2003 Budget of the Department of Parks and Recreation, (Park General Fund) to pay for design and construction of several capital projects, financed by a grant from the Lilly Endowment"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 146, 2003. Introduced by Councillors Cockrum and Douglas. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$365,000 in the 2003 Budget of the Department of Parks and Recreation (City Cumulative Capital Improvement Fund) to make improvements to several parks, financed by fund balances"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 147, 2003. Introduced by Councillors Cockrum and Douglas. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an appropriation of \$95,000 in the 2003 Budget of the Department of Parks and Recreation (Park General Fund) to contract four Hub Naturalists to partner with the Park Rangers and recreational staff, and also with the Environmental Education program staff to increase education and environmental appreciation throughout the county, financed by a grant from the Nina Mason Pulliam Charitable Trust"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 148, 2003. Introduced by Councillors Cockrum, Douglas, and Talley. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$110,000 in the 2003 Budget of the Department of Parks and Recreation (Federal Grants Fund) to continue the Summer Lunch Program, financed by a federal grant"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 149, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints John von Arx to the Marion County Community Corrections Advisory Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 150, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which creates a drug testing laboratory fund to support the operation of the Marion County Superior Court drug testing laboratory"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 151, 2003. Introduced by Councillors Moriarty Adams and Talley. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which seeks the adoption of a special resolution approving amendments to the Marion County Sheriff's Department Personnel Retirement Plan"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 152, 2003. Introduced by Councillors Moriarty Adams and Talley. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which seeks the adoption of a special resolution approving a restatement of the Marion County Sheriff's Department Personnel Retirement Plan"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 153, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$55,000 in the 2003 Budgets of the County Auditor and the Prosecuting Attorney (State and Federal Grants Fund) to fund the Seat Belt Enforcement Project, funded by a state grant (Governor's Council on Impaired and Dangerous Driving and National Highway Traffic Safety Administration)"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 154, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$400,000 in the 2003 Budgets of the County Auditor and Prosecuting Attorney (State and Federal Grants Fund) to provide funding for a Forensic Services Agency fingerprint examiner and paralegal, for supplies, and to pay overtime for law enforcement to conduct probation sweeps, funded by the Project Sentry Grant (U.S. Department of Justice)"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 155, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$45,000 in the 2003 Budgets of the County Auditor and the Marion County Superior Court (State and Federal Grants Fund) to appropriate a grant from the Indiana State Supreme Court for the Family Court Pilot Project"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 156, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves a transfer of \$3,721 in the 2003 Budget of the Marion County Superior Court (State and Federal Grants Fund) to pay other expenses associated with the Family Court Project"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 157, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$10,435 in the 2003 Budget of the Marion County Superior Court (State and Federal Grants Fund) to appropriate an increase in the grant from Indiana Criminal Justice Institute for Community Addiction Services of Indiana for Kids"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 158, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$83,893 in the 2003 Budget of the Marion County Superior Court, Juvenile Division (Guardian Ad Litem Fund) to appropriate an increase in funding for Child Advocates, Inc., funded by the State of Indiana (The local match of \$141,642 is funded by existing appropriations in the Marion County Superior Court, Juvenile Division's budget.)"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 159, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves a transfer of \$3,464 in the 2003 Budgets of the Marion County Superior Court, Juvenile Division and County Auditor (State and Federal Grants Fund) to pay for supplies and other services and charges for the Juvenile Accountability Block Grant #3"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 160, 2003. Introduced by Councillors Bainbridge and Moriarty Adams. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$1,807,000 in the 2003 Budget of the Department of Public Works, Engineering Division (Transportation General Fund) to make various street improvements associated with I65/I70 in the downtown area (HyperFix Project), funded by INDOT (Indiana Department of Transportation)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 161, 2003. Introduced by Councillors Bainbridge and Moriarty Adams. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an appropriation of \$31,766 in the 2003 Budget of the Department of Public Works, Policy and Planning Division (Non-Lapsing State Grants Fund) to enhance the Hazardous Household Waste Program by including collection and disposal of mercury-containing devices such as fluorescent light bulbs and thermometers from area homes, financed by a grant from IDEM (Indiana Department of Environmental Management)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 162, 2003. Introduced by Councillors Brents and Nytes. The Clerk read the proposal entitled: "A Proposal for a General Resolution which requests a parking meter blackout on May 23, 2003, to encourage veterans and citizens to observe the 500 Festival Memorial Service on Monument Circle"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 163, 2003. Introduced by Councillor Soards. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints James Caughey to the Beech Grove Public Library Board"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 164, 2003. Introduced by Councillor Coonrod. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which urges the Metropolitan Development Commission to consider an amendment to the zoning ordinance to allow certain temporary signs by not-for-profit organizations in park locations without an improvement location permit"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 170, 2003. Introduced by Councillors Horseman and Langsford. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which concerns legal establishment of nonconforming uses"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 183, 2003. Introduced by Councillors Bainbridge and Moriarty Adams. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes persons other than city employees to enforce ordinances regarding environmental public nuisances"; and the President referred it to the Public Works Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 171, 2003, PROPOSAL NOS. 172-174, 2003, PROPOSAL NO. 175, 2003, and PROPOSAL NOS. 176-182, 2003. Introduced by Councillor Langsford. Proposal No. 171, 2003, Proposal Nos. 172-174, 2003, Proposal No. 175, 2003, and Proposal Nos. 176-182, 2003 are proposals for Rezoning Ordinances certified by the Metropolitan Development Commission on February 25 and 27, 2003 and March 4 and 6, 2003. The President called for any motions for public hearings on any of those zoning maps changes. There being no motions for public hearings, the proposed ordinances, pursuant to IC 36-7-4-608, took effect as if adopted by the City-County Council, were retitled for identification as REZONING ORDINANCE NOS. 27-38, 2003, the original copies of which ordinances are on file with the Metropolitan Development Commission, which were certified as follows:

REZONING ORDINANCE NO. 27, 2003.

2002-ZON-813

7628 SOUTHEASTERN AVENUE (approximate address), INDIANAPOLIS.

FRANKLIN TOWNSHIP, COUNCILMANIC DISTRICT # 23

JOE B. WILSON, by A. Douglas Stephens, requests a rezoning of 0.64 acre, being in the D-A and C-3 Districts, to the C-4 classification to legally establish a tavern.

REZONING ORDINANCE NO. 28, 2003.

2002-ZON-181

1835 EAST 30TH STREET (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 10

CHRIST CHRISTIAN FELLOWSHIP BAPTIST CHURCH requests a rezoning of 0.49 acre, being in the C-1 District to the SU-1 classification to legally establish religious uses.

REZONING ORDINANCE NO. 29, 2003.

2002-ZON-183

629 RUSSELL AVENUE (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 16

RUSSEL REALTY CORP., requests a rezoning of 0.04 acre, being in the I-3-U (RC) District, to the CBD-2 (RC) classification to provide for office and residential uses.

REZONING ORDINANCE NO. 30, 2003.

2002-ZON-186

7320 AND 7330 EAST 86TH STREET (approximate address), INDIANAPOLIS.

LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT # 4

PARAGON DEVELOPMENT, INC., by Joseph Calderon, requests a rezoning of 4.751 acres, being in the C-S District, to the C-S classification to provide for retail sales.

REZONING ORDINANCE NO. 31, 2003.

2002-ZON-155 (2002-DP-017)

7750 SOUTHEASTERN AVENUE (approximate address), INDIANAPOLIS.

FRANKLIN TOWNSHIP, COUNCILMANIC DISTRICT # 23.

G & S PROPERTIES, LLC, by Stephen D. Mears, requests a rezoning of 88.96 acres, being in the D-A District, to the D-P classification to provide for a single family residential development, with no more than 305 lots.

REZONING ORDINANCE NO. 32, 2003.

2002-ZON-166

3500 EAST 21ST STREET (approximate addresses), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 10

RUBY PARK LLC., by Joseph Calderon, request a rezoning of 30 acres, being in the I-3-U District, to the C-S classification to provide for commercial and industrial uses, including uses within the C-1, C-2, C-3, C-4, I-1-U, I-2-U, I-3-U, and I-4-U districts.

REZONING ORDINANCE NO. 33, 2003.

2002-ZON-182

1210, 1218, 1222, 1226, 1228 and 1230 SOUTH MERIDIAN STREET (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT #25

CONCORD COMMUNITY DEVELOPMENT CORPORATION, by David Kingen, requests a rezoning of 0.55 acre, being in the C-4 District, to the C-S classification to provide for a retail gardening center with a greenhouse and all C-3C uses.

REZONING ORDINANCE NO. 34, 2003.

2002-ZON-852

2930 SOUTH LYNHURST DRIVE (approximate address), INDIANAPOLIS.

WAYNE TOWNSHIP, COUNCILMANIC DISTRICT # 19

LYNHURST CARWASH, LLC., by Thomas Michael Quinn, requests a rezoning of 1.2 acres, being in the C-S (FF) (FW) District, to the C-S (FF) (FW) classification to provide for a car wash.

REZONING ORDINANCE NO. 35, 2003.

2002-ZON-853

1257 and 1265 EAST THOMPSON ROAD and 5023, 5039, 5047, and 5059 MADISON AVENUE (approximate addresses), INDIANAPOLIS.

PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 20

RICHARD AND ELIZABETH BEAMAN and INDIANA MEMBERS CREDIT UNION, by Stephen J. Hyatt, request a rezoning of 1.20 acres, being in the D-3, C-1 and C-3 Districts, to the C-1 classification to provide for office uses.

REZONING ORDINANCE NO. 36, 2003.

2003-ZON-001

9495 RIVER ROAD (approximate address), INDIANAPOLIS.

WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT # 3

WASHINGTON CIVIL TOWNSHIP requests a rezoning of 1.70 acres, being in the SU-18 (FF) (FW) and D-A (FF) (FW) (GSB) Districts, to the SU-9 (FF) (FW) classification to provide for a fire station and training facility.

REZONING ORDINANCE NO. 37, 2003.

2003-ZON-004

2585 SOUTH FRANKLIN ROAD (approximate address), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 13

BAY DEVELOPMENT CORPORATION, by David A. Retherford, requests a rezoning of 31.42 acres, being in the D-A District to the D-2 classification to provide for a residential subdivision.

REZONING ORDINANCE NO. 38, 2003.

2003-ZON-006

9340 RAWLES AVENUE (approximate address), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT #13

GYMNASTICS UNLIMITED, by Philip A. Nicely, requests a rezoning of 3.25 acres, being in the I-2-S District, to the C-S classification to provide for all I-2-S uses and an indoor recreation establishment, including instruction in gymnastics.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 113, 2003. Councillor McWhirter reported that the Administration and Finance Committee heard Proposal No. 113, 2003 on March 4, 2003. The proposal, sponsored by Councillors McWhirter and Nytes, approves a re-appropriation of \$13,688 in the 2003 Budget of the Office of Corporation Counsel (Federal Grants Fund) to continue funding a community prosecutor and paralegal to work in partnership with law enforcement and community groups on a full-time basis in order to enhance coordination between the city prosecutor's office, law enforcement, and the community in addressing public safety and quality of life issues, financed by funds unspent and carried over from a 2002 federal grant. By a 7-0 vote the Committee reported the proposal to the Council with the recommendation that it do pass.

President Borst called for public testimony at 9:00 p.m.

Greta Cannell, citizen, said that she is appalled at the behavior of this Council this evening and cannot believe public testimony was not allowed during the discussion on the proposal supporting the war, since it was obvious so many in attendance were there to oppose the action. President Borst thanked Ms. Cannell for her comments and said that this portion of public testimony is with regards to this particular proposal.

There being no further testimony, Councillor McWhirter moved, seconded by Councillor Nytes, for adoption. Proposal No. 113, 2003 was adopted on the following roll call vote; viz:

27 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Frick, Gibson, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford
0 NAYS:
1 NOT VOTING: Gray
1 ABSENT: Dowden

Proposal No. 113, 2003 was retitled FISCAL ORDINANCE NO. 18, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 18, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance 99, 2002) appropriating an additional Thirteen Thousand Six Hundred Eighty-eight Dollars (\$13,688) in the Federal Grants Fund for purposes of the Office of Corporation Counsel, and reducing the unappropriated and unencumbered balance in the Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(e) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Office of Corporation Counsel to continue funding a Community Prosecutor and Paralegal to work in partnership with law enforcement and community groups on a full-time basis in order to enhance coordination between the prosecutor's office, law enforcement, and the community in addressing public safety and quality of life issues, financed by a federal grant.

SECTION 2. The sum of Thirteen Thousand Six Hundred Eighty-eight Dollars (\$13,688) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>OFFICE OF CORPORATION COUNSEL</u>	<u>FEDERAL GRANTS FUND</u>
2. Materials and Supplies	153
3. Other Services and Charges	12,671
4. Capital Outlay	<u>864</u>
TOTAL INCREASE	13,688

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
Federal Grants Fund	<u>13,688</u>
TOTAL REDUCTION	13,688

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the

appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 114, 2003. The proposal, sponsored by Councillor Bradford, approves an increase of \$1,767,984 in the 2003 Budget of the Office of Family and Children (Family and Children Fund) to pay 2002 bills carried over to 2003, funded by Federal IV-D Reimbursements. PROPOSAL NO. 115, 2003. The proposal, sponsored by Councillor Bradford, approves an increase of \$20,000 in the 2003 Budgets of the County Auditor and the Cooperative Extension Service (County Grants Fund) for funding of the CARE (Communities Against Rape) Educational Programs for the period of one year (March 2003 through March 2004), funded by a grant from the Endowment Outreach Committee and the Vestry of St. Paul's Episcopal Church. Councillor Bradford reported that the last Community Affairs Committee hearing was cancelled and he moved, seconded by Councillor Soards, to postpone Proposal Nos. 114 and 115, 2003 until April 14, 2003. Proposal Nos. 114 and 115, 2003 were postponed by a unanimous voice vote.

PROPOSAL NO. 119, 2003. In Chairman Dowden's absence, Councillor Schneider reported that the Public Safety and Criminal Justice Committee heard Proposal No. 119, 2003 on February 26, 2003. The proposal, sponsored by Councillors Moriarty Adams and Talley, approves an increase of \$521,224 in the 2003 Budget of the County Sheriff (State and Federal Grants Fund) for Crime Analysis Software (55 personal computers, 55 color printers, license agreements, servers, software, and programming), funded by a grant through the U.S. Department of Justice (Local match of \$173,741 is funded by existing appropriations in the Information Services Agency budget.). By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

President Borst called for public testimony at 9:02 p.m.

Cornell Burris, citizen, asked why Chief of the Indianapolis Police Department Chief Jerry Barker spoke in favor of the proposal if the funds are to be used for the County Sheriff's office. Councillor Talley said that some of this equipment will be shared with the IPD, and Chief Barker was at the Committee meeting to support the proposal.

There being no further testimony, Councillor Schneider moved, seconded by Councillor Smith, for adoption. Proposal No. 119, 2003 was adopted on the following roll call vote; viz:

25 YEAS: Bainbridge, Black, Borst, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Frick, Gibson, Gray, Knox, Langsford, Massie, McWhirter, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford

0 NAYS:

3 NOT VOTING: Boyd, Horseman, Moriarty Adams

1 ABSENT: Dowden

Proposal No. 119, 2003 was retitled FISCAL ORDINANCE NO. 19, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 19, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97 2002) appropriating an additional Five Hundred Twenty-one Thousand Two Hundred Twenty-four Dollars (\$521,224) in the State and Federal Grants Fund for purposes of the County Sheriff and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (f) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Sheriff to buy Crime Analysis Software (55 personal computers, 55 color printers, license agreements, servers, and programming).

SECTION 2. The sum of Five Hundred Twenty-one Thousand Two Hundred Twenty-four Dollars (\$521,224) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY SHERIFF</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
2. Supplies	110,000
3. Other Services and Charges	126,224
4. Capital Outlay	<u>285,000</u>
TOTAL INCREASE	521,224

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>521,224</u>
TOTAL REDUCTION	521,224

SECTION 5. The local match of \$173,741 is funded by the following existing appropriations in the Information Services Agency budget and is hereby approved:

Existing appropriation for the Information Services Agency:

	<u>INFORMATION SERVICES FUND</u>
3. Other Services and Charges	<u>173,741</u>
TOTAL MATCH	173,741

SECTION 6. Except to the extent of matching funds approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - FINAL ADOPTION

Councillor Schneider reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 54, 120, and 121, 2003 on February 26, 2003. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 54, 2003. The proposal, sponsored by Councillor Dowden, approves a transfer of \$10,564 in the 2003 Budget of the County Auditor and the Prosecuting Attorney (State and Federal Grants Fund) to cover the existing bills for the Community Court. PROPOSAL NO. 120, 2003. The proposal, sponsored by Councillor Dowden, approves a transfer of \$30,000 in the 2003 Budgets of the County Auditor and Community Corrections (State and Federal Grants Fund) to fund the salary of a Screening Analyst, who will be using the LSIR (Level of Services Inventory, Revised) assessment tool. PROPOSAL NO. 121, 2003. The proposal, sponsored by Councillor Dowden, seeks authorization for the Marion County Community Corrections Advisory Board to submit a grant application to the Department of Corrections for the State of Indiana to fund the Community Corrections Programs for the State's fiscal years from 2003-2005, beginning July 1, 2003. By 8-0 votes, the Committee reported Proposal No. 54, 2003 to the

Council with the recommendation that it do pass as amended, and Proposal Nos. 120 and 121, 2003 to the Council with the recommendation that they do pass. Councillor Schneider moved, seconded by Councillor Talley, for adoption. Proposal No. 54, 2003, as amended, and Proposal Nos. 120 and 121, 2003 were adopted on the following roll call vote; viz:

27 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Frick, Gibson, Gray, Knox, Langsford, Massie, McWhirter, Moriarty, Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford

0 NAYS:

1 NOT VOTING: Horseman

1 ABSENT: Dowden

Proposal No. 54, 2003, as amended, was retitled FISCAL ORDINANCE NO. 20, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 20, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No.97, 2002) transferring and appropriating an additional Ten Thousand Five Hundred Sixty-four Dollars (\$10,564) in the State and Federal Grants Fund for purposes of the Prosecuting Attorney and reducing certain other appropriations from that agency and the County Auditor.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(c) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Prosecutor to transfer remaining balances in Personal Services and Fringes to Other Services and Charges to cover existing bills for the Community Court.

SECTION 2. The sum of Ten Thousand Five Hundred Sixty-four Dollars (\$10,564) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>PROSECUTING ATTORNEY</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
3. Other Services and Charges	<u>10,564</u>
TOTAL INCREASE	10,564

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>COUNTY AUDITOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services - fringes	<u>5,073</u>

<u>PROSECUTING ATTORNEY</u>	
1. Personal Services	<u>5,491</u>
TOTAL DECREASE	10,564

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 120, 2003 was retitled FISCAL ORDINANCE NO. 21, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 21, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No.97, 2002) transferring and appropriating an additional Thirty Thousand Dollars (\$30,000) in the State and Federal Grants Fund for purposes of the Community Corrections Agency and County Auditor reducing certain other appropriations from that agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(g) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Community Corrections Agency to fund the salary of a Screening Analyst, who will be using the assessment tool, Level of Services Inventory, Revised (LSIR).

SECTION 2. The sum of Thirty Thousand Dollars (\$30,000) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services - fringes	4,000
<u>COMMUNITY CORRECTIONS</u>	
1. Personal Services	26,000
TOTAL INCREASE	30,000

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>COMMUNITY CORRECTIONS</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
3. Other Services and Charges	30,000
TOTAL DECREASE	30,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 121, 2003 was retitled COUNCIL RESOLUTION NO. 65, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 65, 2003

A COUNCIL RESOLUTION renewing the Marion County Community Corrections Program for State fiscal years 2003-2005, and approving the actions of the Marion County Community corrections Advisory Board with respect to the Board's grant application to the Department of Corrections for the State of Indiana for State fiscal years 2003-2005.

WHEREAS, the Marion County Community Corrections Advisory Board was established by City-County Special Resolution No. 103, 1981, pursuant to IC 11-12-1; and

WHEREAS, Marion County received a grant from the State of Indiana to finance the Marion County Community Corrections Program for State fiscal years 2001-2003, and is currently operating a Community Corrections Program funded by this grant; and

WHEREAS, the Marion County Community Corrections Advisory Board has approved the grant application for State fiscal years 2003-2005, a copy of which is on file with the Clerk of the Council and incorporated herein by reference, and has submitted the grant application to the Department of Corrections for the State of Indiana for its consideration; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The actions of the Marion County Community Corrections Advisory Board with respect to the Board's grant application to the Department of Corrections for the State of Indiana are hereby approved, and the Board is authorized to proceed in accordance with IC 11-12-2 and the terms of the application.

SECTION 2. In the event that the Department of Corrections for the State of Indiana approves the grant application for Marion County, the City-County Council of Indianapolis and Marion County hereby renews the Community Corrections Program for the State fiscal years 2003-2005, beginning on July 1, 2003.

SECTION 3. This City-County Council has no intention of supplementing or financing the programs contained in such grant application and approved herein by using revenues from any local tax regardless of source, except for some programs that the City-County Council wishes to fund. At any time that knowledge is received that the State or federal financing of this agency or project is, or will be, reduced or eliminated, the chairman of the Marion County Community Corrections Advisory Board or the County Auditor, or both, are directed to notify the City-County Council in writing of such proposed loss of revenue. Any contract, purchase order, or financial commitment by the Community Corrections Advisory Board shall be subject to available non-local revenues and void to the extent such funding is not received or available.

SECTION 4. Notwithstanding IC 11-12-1-3, any agreement or other contract contemplating the lease, purchase, or use of residential space for a Community Corrections Program in Marion County must be signed by the Mayor of Indianapolis as County Executive after approval of the City-County Council pursuant to IC 36-1-10-7 and IC 36-1-3.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Bainbridge reported that the Public Works Committee heard Proposal Nos. 123-133, 2003 on March 6, 2003. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 123, 2003. The proposal, sponsored by Councillor Smith, authorizes a traffic signal at Arlington Avenue and Stop 11 Road (District 23). PROPOSAL NO. 124, 2003. The proposal, sponsored by Councillor Smith, authorizes intersection controls at Fenton Avenue and Lida Lane (District 23). PROPOSAL NO. 125, 2003. The proposal, sponsored by Councillor Soards, authorizes multi-way stops for various locations in the College Park Neighborhood (District 1). PROPOSAL NO. 126, 2003. The proposal, sponsored by Councillor Cockrum, authorizes intersection controls for the Glenn Woods Subdivision, Sections 1, 2, 3, and 4 (District 19). PROPOSAL NO. 127, 2003. The proposal, sponsored by Councillor Brents, authorizes a multi-way stop at 14th Street and Mount Street (District 16). PROPOSAL NO. 128, 2003. The proposal, sponsored by Councillor Brents, authorizes intersection controls at Elm Street and Leonard Street (District 16). PROPOSAL NO. 129, 2003. The proposal, sponsored by Councillor Talley, authorizes a multi-way stop at 44th Street and Campbell Avenue (District 14). PROPOSAL NO. 130, 2003. The proposal, sponsored by Councillor Talley, authorizes a yield sign for Erickson Court at Conried Drive (District 14). PROPOSAL NO. 131, 2003. The proposal, sponsored by Councillor Cockrum, authorizes parking restrictions on Morris Street near Bridgeport Road (District 19). PROPOSAL NO. 132, 2003. The proposal, sponsored by Councillor Borst, authorizes parking restrictions on White River Parkway W. Drive between Raymond Street and Drover Street (District 25). PROPOSAL NO. 133, 2003. The proposal, sponsored by Councillors Nytes and Gray, authorizes special parking privileges for the Indianapolis Fire Department on New Jersey Street between Massachusetts Avenue and North Street (Districts 22, 9). By 9-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Bainbridge moved, seconded by Councillor Nytes, for adoption. Proposal Nos. 123-133, 2003 were adopted on the following roll call vote; viz:

27 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Talley, Tilford

0 NAYS:

1 NOT VOTING: Soards

1 ABSENT: Dowden

Proposal No. 123, 2003 was retitled GENERAL ORDINANCE NO. 21, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 21, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
47	Arlington Av Stop 11 Rd	None	All Way Stop

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
47	Arlington Av Stop 11 Rd	None	Signal

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 124, 2003 was retitled GENERAL ORDINANCE NO. 22, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 22, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
23	Fenton Ave Lida Ln	Lida Ln	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 125, 2003 was retitled GENERAL ORDINANCE NO. 23, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 23, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

March 17, 2003

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
3	Amherst St Golden Woods Dr	Amherst St	Stop
3	Babson Ct Clemson St	Clemson St	Stop
3	Barnard St Grinnell St	Barnard St	Stop

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
3	Amherst St Golden Woods Dr	None	All Way Stop
3	Babson Ct Clemson St	None	All Way Stop
3	Barnard St Grinnell St	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 126, 2003 was retitled GENERAL ORDINANCE NO. 24, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 24, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
29	Beargrass Ct Red Tail Ln	Red Tail Ln	Stop
29	Bertha St Glenn Meade Dr Larkwood Ct	None	All Way Stop
29	Glenn Meade Dr Red Tail Ln Timber Glenn Way	None	All Way Stop
29	Greendale Ln Wandering Way	None	All Way Stop

29	Greendale Ln Winterhawk Dr	Winterhawk Dr	Stop
29	Red Tail Ct Red Tail Ln	Red Tail Ln	Stop
29	Red Tail Ln Tall Timber Way	None	All Way Stop
29	Timber Glenn Way Tall Timber Way Wandering Way	Wandering Way	Stop
29	Wandering Way Winterhawk Dr	Wandering Way	Stop
29	Glenn Meade Dr Winterhawk Dr	None	All Way Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 127, 2003 was retitled GENERAL ORDINANCE NO. 25, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 25, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
24	14 th St Mount St	Mount St	Stop

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
24	14 th St Mount St	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 128, 2003 was retitled GENERAL ORDINANCE NO. 26, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 26, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

March 17, 2003

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
32	Elm St Leonard St	Leonard St	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 129, 2003 was retitled GENERAL ORDINANCE NO. 27, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 27, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
19	44 th St Campbell Av	44 th St	Stop

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
19	44 th St Campbell Av	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 130, 2003 was retitled GENERAL ORDINANCE NO. 28, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 28, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
21	Erickson Ct Conried Dr	Conried Dr	Yield

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 131, 2003 was retitled GENERAL ORDINANCE NO. 29, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 29, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 621-121, Parking prohibited at all times on certain streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-121, Parking prohibited at all times on certain streets, be and the same is hereby amended by the addition of the following, to wit:

Morris Street, on the south side,
from a point 1,330 feet east of Bridgeport Road to a point 1,995 feet east of Bridgeport Road

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 132, 2003 was retitled GENERAL ORDINANCE NO. 30, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 30, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 621-121, Parking prohibited at all times on certain streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-121, Parking prohibited at all times on certain streets, be and the same is hereby amended by the addition of the following, to wit:

White River Parkway West Drive, on the east side, from Raymond Street to Drover Street

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 133, 2003 was retitled GENERAL ORDINANCE NO. 31, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 31, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 621-120, Special parking privileges for certain persons or vehicles in certain locations.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-120, Special parking privileges for certain persons or vehicles in certain locations, be and the same is hereby amended by the deletion of the following, to wit:

(a) Notwithstanding any prohibitions or restrictions elsewhere in this chapter upon parking or temporary stops applicable to the general public, the following persons or vehicles are hereby granted the special parking privileges set out in this section, at and within the locations designated:

- (11) Any vehicles, so marked, of the city fire department, and no others, may park at any time in the following locations:

New Jersey Street, on the east side, from a point 246 feet south of North Street, to a point 52 feet south of North Street

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-120, Special parking privileges for certain persons or vehicles in certain locations, be and the same is hereby amended by the addition of the following, to wit:

(a) Notwithstanding any prohibitions or restrictions elsewhere in this chapter upon parking or temporary stops applicable to the general public, the following persons or vehicles are hereby granted the special parking privileges set out in this section, at and within the locations designated:

- (11) Any vehicles, so marked, of the city fire department, and no others, may park at any time in the following locations:

New Jersey Street, on the east side, from a point 94 feet north of Massachusetts Avenue, to a point 52 feet south of North Street

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

NEW BUSINESS

Councillor Cockrum said that all Council members should have received a memo from him regarding the Peace Games costs and cut-backs, and if there are any questions, he would be more than happy to answer them.

ANNOUNCEMENTS AND ADJOURNMENT

The President said that the docketed agenda for this meeting of the Council having been completed, the Chair would entertain motions for adjournment.

Councillor Boyd stated that he had been asked to offer the following motion for adjournment by:

- (1) Councillor Nytes in memory of Virginia Keene; and
- (2) Councillor Moriarty Adams in memory of Ruth Maley, Mary Rita Marren, Jean Sutherland, and Michael Foley; and
- (3) Councillor Smith in memory of Carl R. Dortch; and
- (4) Councillors Langsford and Coonrod in memory of William J. "Bill" Lynn; and
- (5) Councillors Soards and Coonrod in memory of Gilbert A. Koppin, Jr.; and
- (6) Councillor Gray in memory of Carl J. Lile and Brandon Robinson Brown; and
- (7) Councillor Horseman in memory of Dorothy Leanna Long Ransom; and
- (8) Councillor Langsford in memory of Robert L. McMahon, Sr. and General Charles W. Whitaker; and
- (9) Councillor Cockrum in memory of Leona Kowalewitz.

Councillor Boyd moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of Virginia Keene, Ruth Maley, Mary

Rita Marren, Jean Sutherland, Michael Foley, Carl R. Dortch, William J. "Bill" Lynn, Gilbert A. Koppin, Jr., Carl J. Lile, Brandon Robinson Brown, Dorothy Leanna Long Ransom, Robert L. McMahon, Sr., General Charles W. Whitaker, and Leona Kowalewitz. He respectfully asked the support of fellow Councillors. He further requested that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the families advising of this action.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 9:10 p.m.

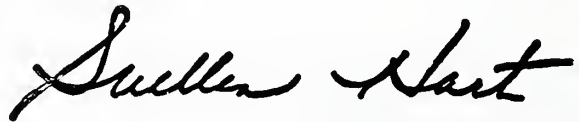
We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 17th day of March, 2003.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.



President

ATTEST:



Clerk of the Council

(SEAL)

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, APRIL 14, 2003**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:08 p.m. on Monday, April 14, 2003, with President Borst presiding.

Councillor Coughenour introduced the pastor of the Tabernacle Presbyterian Church, Reverend John Brewington, who led the opening prayer. Councillor Coughenour then invited all present to join her in the Pledge of Allegiance to the Flag.

ROLL CALL

President Borst instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

28 PRESENT: Bainbridge, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford
1 ABSENT: Black

A quorum of twenty-eight members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Nytes welcomed Boy Scout Troop 35. Councillor Boyd introduced Council candidates Greg Bowles, Kip Tew, Dane Mahern, and Steve Crafton. Councillor Gray recognized his friends from Municipal Gardens. Councillor McWhirter introduced Merri Anderson of the Garden City Civic Association. Councillor Frick recognized Vince Huber, president of the Fraternal Order of Police and the contract negotiating team from the Indianapolis Police Department, and said that he has a petition signed requesting that these contract negotiations be resolved. Councillor Horseman recognized neighborhood activist Neil Trollson.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA

Ladies And Gentlemen :

You are hereby notified the REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, April 14, 2003, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Philip C. Borst, D.V.M.
President, City-County Council

March 18, 2003

TO PRESIDENT BORST AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the *Court & Commercial Record* and in the *Indianapolis Star* on Friday, March 21, 2003, a copy of a Notice of Public Hearing on Proposal Nos. 118, 144-148, 153-155, 157, 158, 160, and 161, 2003, said hearing to be held on Monday, April 14, 2003, at 7:00 p.m. in the City-County Building.

Respectfully,
s/Suellen Hart
Clerk of the City-County Council

March 31, 2003

TO PRESIDENT BORST AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the *Court & Commercial Record* on Wednesday, April 2, 2003 and in the *Indianapolis Star* on Thursday, April 3, 2003, a copy of a Notice of Public Hearing on Proposal No. 145, 2003, said hearing to be held on Monday, April 14, 2003, at 7:00 p.m. in the City-County Building.

Respectfully,
s/Suellen Hart
Clerk of the City-County Council

March 28, 2003

TO PRESIDENT BORST AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have approved with my signature and delivered this day to the Clerk of the City-County Council, Suellen Hart, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 18, 2003 - approves a re-appropriation of \$13,688 in the 2003 Budget of the Office of Corporation Counsel (Federal Grants Fund) to continue funding a community prosecutor and paralegal to work in partnership with law enforcement and community groups on a full-time basis in order to enhance coordination between the city prosecutor's office, law enforcement, and the community in addressing public safety and quality of life issues, financed by funds unspent and carried over from a 2002 federal grant

April 14, 2003

FISCAL ORDINANCE NO. 21, 2003 - approves a transfer of \$30,000 in the 2003 Budgets of the County Auditor and Community Corrections (State and Federal Grants Fund) to fund the salary of a Screening Analyst, who will be using the LSIR (Level of Services Inventory, Revised) assessment tool

GENERAL ORDINANCE NO. 21, 2003 - authorizes a traffic signal at Arlington Avenue and Stop 11 Road (District 23)

GENERAL ORDINANCE NO. 22, 2003 - authorizes intersection controls at Fenton Avenue and Lida Lane (District 23)

GENERAL ORDINANCE NO. 23, 2003 - authorizes multi-way stops for various locations in the College Park Neighborhood (District 1)

GENERAL ORDINANCE NO. 24, 2003 - authorizes intersection controls for the Glenn Woods Subdivision, Sections 1, 2, 3, and 4 (District 19)

GENERAL ORDINANCE NO. 25, 2003 - authorizes a multi-way stop at 14th Street and Mount Street (District 16)

GENERAL ORDINANCE NO. 26, 2003 - authorizes intersection controls at Elm Street and Leonard Street (District 16)

GENERAL ORDINANCE NO. 27, 2003 - authorizes a multi-way stop at 44th Street and Campbell Avenue (District 14)

GENERAL ORDINANCE NO. 28, 2003 - authorizes a yield sign for Erickson Court at Conried Drive (District 14)

GENERAL ORDINANCE NO. 29, 2003 - authorizes parking restrictions on Morris Street near Bridgeport Road (District 19)

GENERAL ORDINANCE NO. 30, 2003 - authorizes parking restrictions on White River Parkway W. Drive between Raymond Street and Drover Street (District 25)

GENERAL ORDINANCE NO. 31, 2003 - authorizes special parking privileges for the Indianapolis Fire Department on New Jersey Street between Massachusetts Avenue and North Street (Districts 22, 9)

SPECIAL RESOLUTION NO. 5, 2003 - commends the Department of Public Works employees and others who all helped remove snow this winter

SPECIAL RESOLUTION NO. 6, 2003 - congratulates Youth as Resources of Central Indiana upon its 15th Anniversary

SPECIAL RESOLUTION NO. 7, 2003 - recognizes the 130th Anniversary of the Indianapolis-Marion County Public Library

SPECIAL RESOLUTION NO. 8, 2003 - recognizes the April 6, 2003, Inaugural Race for all Races-Indianapolis Diversity Run

Respectfully,
s/Bart Peterson, Mayor

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Councillor Short asked for consent to move Proposal No. 184, 2003 to the beginning of the agenda under Presentation of Special Resolutions. Consent was given. Without further objection, the agenda was adopted.

APPROVAL OF THE JOURNAL

The President called for additions or corrections to the Journal of March 17, 2003. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS

PROPOSAL NO. 184, 2003. The proposal, sponsored by Councillor Short, congratulates the IUPUI Jaguars for their first trip to the NCAA Basketball Tournament. Councillor Short read the proposal and presented Coach Ron Hunter with a copy of the document and a Council pin. Coach Hunter thanked the Council for the recognition. Councillor Short moved, seconded by Councillor Talley, for adoption. Proposal No. 184, 2003 was adopted by a unanimous voice vote.

Proposal No. 184, 2003 was retitled SPECIAL RESOLUTION NO. 15, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 15, 2003

A SPECIAL RESOLUTION congratulating the IUPUI Jaguars for their first trip to the NCAA Basketball Tournament.

WHEREAS, for the first time ever, Indiana-Purdue University at Indianapolis, or IUPUI, fans can now buy Mid-Continent Conference Tournament Champions shirts with IUPUI's name on them; and

WHEREAS, the urban school of 28,000 on the near-Westside of downtown Indianapolis did not even exist before 1969, was admitted to the Mid-Continent Conference in 1997, and lost to Valparaiso University in last year's Conference Title game 88-55 – the biggest loss in Mid-Con Tournament history; and

WHEREAS, but this year the IUPUI Jaguars came roaring back by beating the traditional Conference powerhouse Valparaiso by 66-64; and

WHEREAS, now by winning their Conference the Jags have earned the right to experience their first taste of the NCAA "Big Dance" Tournament with other Division 1 teams and all of the attendant national sports media, school recognition, and America's favorite underdog darling status; now therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and congratulates the IUPUI Jaguar team, Mid-Continent Conference Coach of the Year Ron Hunter, all of the supportive Jaguar fans, and the university administration for making Indianapolis extremely proud of our home town team.

SECTION 2. The Council wishes the Jags the very best of success in the future.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Boyd asked for consent to vote on Proposal Nos. 214-216, 2003 together. Consent was given.

PROPOSAL NO. 214, 2003. The proposal, sponsored by Councillor Boyd, recognizes the dedicated public service of Alfred (Al) Polin for serving two terms on the Citizens Police Complaint Board. PROPOSAL NO. 215, 2003. The proposal, sponsored by Councillor Boyd, recognizes the dedicated public service of Bruce Laetsch for serving two terms on the Citizens Police Complaint Board. PROPOSAL NO. 216, 2003. The proposal, sponsored by Councillor Boyd, recognizes the dedicated public service of Waldine Anderson for serving two terms on the Citizens Police Complaint Board. Councillor Boyd read the proposals and presented copies of the documents and Council pins to honorees. Becky Childers, former president of the board during the honorees' tenure, thanked the Council for the recognition. Councillor Boyd moved,

seconded by Councillor Soards, for adoption. Proposal Nos. 214-216, 2003 were adopted by a unanimous voice vote.

Proposal No. 214, 2003 was retitled SPECIAL RESOLUTION NO. 9, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 9, 2003

A SPECIAL RESOLUTION recognizing the dedicated public service of Alfred (Al) Polin for serving two terms on the Citizens Police Complaint Board.

WHEREAS, the Citizens Police Complaint Board was established to review complaints filed against officers of the Indianapolis Police Department; and

WHEREAS, the Board averages 16 cases a month with some cases being 50 pages long; and

WHEREAS, Board members must maintain at least a 75% attendance record, ride with an officer for 16 hours a year to personally observe police procedures first hand, and participate in 20 hours of police department training; and

WHEREAS, Alfred (Al) Polin, a retired General Motors—Allison labor relations employee and Mapleton-Fall Creek active member, served with distinction on the Citizens Police Complaint Board for two terms since 1998; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and thanks Alfred (Al) Polin for his community service on the Citizens Police Complaint Board since 1998.

SECTION 2. Indianapolis is made great because of volunteer service by citizens such as Al Polin, who apply their best talent and a considerable amount of time to help make this city a better place in which to live.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 215, 2003 was retitled SPECIAL RESOLUTION NO. 10, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 10, 2003

A SPECIAL RESOLUTION recognizing the dedicated public service of Bruce Laetsch for serving two terms on the Citizens Police Complaint Board.

WHEREAS, The Citizens Police Complaint Board was established to review complaints filed against officers of the Indianapolis Police Department; and

WHEREAS, the Board averages 16 cases a month with some cases being 50 pages long; and

WHEREAS, Board members must maintain at least a 75% attendance record, ride with an officer for 16 hours a year to personally observe police procedures first hand, and participate in 20 hours of police department training; and

WHEREAS, Bruce Laetsch, a Korean War Marine Corps veteran, Butler University graduate, and retired Indianapolis Public Schools teacher, served with distinction on the Citizens Police Complaint Board for two terms since 1998; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and thanks Bruce Laetsch for his community service on the Citizens Police Complaint Board since 1998.

SECTION 2. Indianapolis is made great because of volunteer service by citizens such as Bruce Laetsch, who apply their best talent and a considerable amount of time to help make this city a better place in which to live.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 216, 2003 was retitled SPECIAL RESOLUTION NO. 11, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 11, 2003

A SPECIAL RESOLUTION recognizing the dedicated public service of Waldine Anderson for serving two terms on the Citizens Police Complaint Board.

WHEREAS, the Citizens Police Complaint Board was established to review complaints filed against officers of the Indianapolis Police Department; and

WHEREAS, the Board averages 16 cases a month with some cases being 50 pages long; and

WHEREAS, Board members must maintain at least a 75% attendance record, ride with an officer for 16 hours a year to personally observe police procedures first hand, and participate in 20 hours of police department training; and

WHEREAS, Waldine Anderson, an active community person in the IPD-North District, served with distinction on the Citizens Police Complaint Board for two terms since 1998; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and thanks Waldine Anderson for her community service on the Citizens Police Complaint Board since 1998.

SECTION 2. Indianapolis is made great because of volunteer service by citizens such as Waldine Anderson, who apply their best talent and a considerable amount of time to help make this city a better place in which to live.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 217, 2003. The proposal, sponsored by Councillors Horseman, Sanders, Conley, and Gibson, recognizes Kim Boyd and the Helping Others Prosper Economically (H.O.P.E.) Team. Councillor Sanders read the proposal and presented a copy of the document and Council pins to representatives. Ms. Boyd thanked the Council for the recognition on behalf of the team. Councillor Gibson thanked Ms. Boyd for the help she gives to ex-offenders. Councillor Sanders moved, seconded by Councillor Horseman, for adoption. Proposal No. 217, 2003 was adopted by a unanimous voice vote.

Proposal No. 217, 2003 was retitled SPECIAL RESOLUTION NO. 12, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 12, 2003

A SPECIAL RESOLUTION recognizing Kim Boyd and the Helping Others Prosper Economically (H.O.P.E.) Team.

WHEREAS, Helping Others Prosper Economically, or H.O.P.E., is a local consortium of about 60 mostly not-for-profit and governmental agencies that collaborate to inform the people about free, low cost, and affordable services that are available in Indianapolis; and

April 14, 2003

WHEREAS, last year, H.O.P.E. put together a very successful Citywide Summit on Employment, with the main sponsorship being Martin University, Indianapolis Department of Parks and Recreation, and Prison Ministries of Indiana; and

WHEREAS, H.O.P.E. was founded by Kim Boyd who is a recruiter for Vincennes University's Metalworking Technology Program located on the campus of IPS's Arsenal Technical High School; and

WHEREAS, Ms. Boyd has a lifetime of community involvement and awards including four years with the increasingly popular Breakfast with Santa, the Marion County Alliance of Neighborhood Associations, the YMCA, local neighborhood associations, and many more organizations; and

WHEREAS, this year a second H.O.P.E. Team City-Wide Summit is planned to disseminate information, ideas, and encouragement for those who desire to improve their lot in life; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and congratulates the member organizations of H.O.P.E. for their uniting to address the needs of individuals within our community who can use assistance and information in achieving permanent stability in their lives, and to Kim Boyd for her leadership in pulling these organizations together for a more united front.

SECTION 2. The Council wishes them well as they prepare for their second Summit this year.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 218, 2003. The proposal, sponsored by Councillors Schneider, Dowden, Bradford, and Coughenour, concerns the Indianapolis Training Center. Councillor Schneider read the proposal and moved, seconded by Councillor Dowden, for adoption.

Councillor Talley said that he is opposed to this proposal and feels it needs more discussion. He said that he has not seen the order that expunged the abuse allegations in writing. He said that he also cannot support a proposal that urges the Juvenile Court to refer juveniles to this facility, as this is not the role of this Council.

Councillor Dowden said that the entire Council received this order in writing. He added that Councillor Talley offered a proposal last year that would ask the Juvenile Court to cease referring juveniles to this facility, and therefore, he does not see the difference in encouraging them to again make referrals now that the facility has been cleared of all allegations, and it was found that the accuser had a history of making false claims.

Councillor Talley said that there have been further allegations since and they need to be verified. He said there may be legal ramifications against the Council if juveniles are sent to the facility at the Council's urging and the allegations turn out to be true. He added that he is concerned about the separation of Legislative and Judicial branches of government.

Councillor Gibson moved, seconded by Councillor Conley, to table Proposal No. 218, 2003 until this order can be provided in writing and the findings can be verified. He said it could perhaps be sent to a committee for further information.

Councillor Dowden said that the written findings were distributed with the minutes of the Public Safety and Criminal Justice Committee over eight months ago and are on file in the Council office. He said that those copies could be reproduced at any Councillor's request.

The motion to table Proposal No. 218, 2003 failed on the following roll call vote; viz:

*10 YEAS: Boyd, Conley, Douglas, Gibson, Gray, Horseman, Nytes, Sanders, Short, Talley
15 NAYS: Bainbridge, Borst, Bradford, Cockrum, Coonrod, Coughenour, Dowden, Frick,
Langsford, Massie, McWhirter, Moriarty Adams, Schneider, Smith, Tilford
3 NOT VOTING: Brents, Knox, Soards
1 ABSENT: Black*

Proposal No. 218, 2003 was adopted on the following roll call vote; viz:

*15 YEAS: Bainbridge, Borst, Bradford, Cockrum, Coonrod, Coughenour, Dowden, Frick,
Langsford, Massie, McWhirter, Moriarty Adams, Schneider, Smith, Tilford
10 NAYS: Boyd, Conley, Douglas, Gibson, Gray, Horseman, Nytes, Sanders, Short, Talley
3 NOT VOTING: Brents, Knox, Soards
1 ABSENT: Black*

Proposal No. 218, 2003 was retitled COUNCIL RESOLUTION NO. 66, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 66, 2003

A COUNCIL RESOLUTION concerning the Indianapolis Training Center.

WHEREAS, The Indianapolis Training Center, a Faith Based alternative youth training program for troubled youth, operated by the Institute in Basic Life Principles, has been a very positive addition to our community since locating here 10 years ago; and

WHEREAS, The Indianapolis Training Center has served the taxpayers of Marion County very well, operating without any local tax dollars; and

WHEREAS, both individually and collectively, members of the City-County have visited and toured the Center and interacted with the youth and staff; and

WHEREAS, The Indianapolis Training Center was the innocent victim of a media campaign alleging possible abuse, and was also the subject of a City-Council Resolution requesting the City to stop referring juveniles until an investigation is concluded; and

WHEREAS, this adverse publicity caused outside entities which contribute to the operation of the Indianapolis Training Center to suspend their support; and

WHEREAS, a thorough investigation by the state, and a review by the Marion County Prosecutor, found the allegations of abuse to be completely unfounded and unsubstantiated and ordered that the records be expunged; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council expresses regret to the management and staff of the Indianapolis Training Center for any embarrassment and financial loss endured by the allegations last year.

SECTION 2. The Council acknowledges the good work of the Indianapolis Training Center and its effective help for troubled juveniles in Marion County; and the savings to the taxpayers of Marion County.

SECTION 3. The Council strongly encourages the Juvenile Court of Marion County to join with the many other jurisdictions to immediately resume referring juveniles to the Indianapolis Training Center.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillors Talley and Coughenour asked for consent to explain their votes. Consent was given.

Councillor Talley said that this proposal apologizes on behalf of the Council for embarrassment and financial loss to the facility, and he does not want this apology to speak for him. He said that he believes there are still unresolved allegations, and he therefore cannot support the proposal.

Councillor Coughenour said that there is no truth to these allegations and no substance was found for them. She said that the media and the Council did this facility a great disservice and injury. She said that she is very familiar with this organization and it is distressing to see a body that supports being a City of Character impugning such an organization's integrity.

PROPOSAL NO. 219, 2003. The proposal, sponsored by Councillor Cockrum, recognizes Indianapolis Power & Light Company's "National Emergency Response Award for 2002." Councillor Cockrum read the proposal and presented Douglas Pauley, Outage Management System Project Manager for Indianapolis Power and Light, with a copy of the document and a Council pin. Mr. Pauley thanked the Council and said that the company will continue to provide reliable electric service to the citizens of Indianapolis. Councillor Coughenour said that she is especially grateful for the company's response during her ordeal in the recent storm of tornadoes. Councillor Cockrum moved, seconded by Councillor Talley for adoption. Proposal No. 219, 2003 was adopted by a unanimous voice vote.

Proposal No. 219, 2003 was retitled SPECIAL RESOLUTION NO. 13, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 13, 2003

A SPECIAL RESOLUTION recognizing Indianapolis Power & Light Company's "National Emergency Response Award for 2002".

WHEREAS, the Indianapolis Power & Light Company was presented the Edison Electric Institute's "Emergency Response Award for 2002", at the association's annual winter meeting in Naples, Florida, for outstanding power restoration efforts in the wake of multiple tornadoes; and

WHEREAS, on September 20, 2002, severe thunderstorms and tornadoes ripped through Central Indiana, leaving a path of destruction through much of IPL's service territory, leaving 65,000 customers in the dark, and damaging or destroying two transmission towers, 40 transmission lines, and hundreds of poles and transformers; and

WHEREAS, IPL restored power to more than 20,000 customers by the end of the storm day, and the number was reduced to 6,500 the following evening, and all restoration work was completed within five days; and

WHEREAS, IPL's success in restoring power so quickly was in part due to the outage management system which provided material dispatching, design and standards engineering support, and other critical services to the progress of linemen and others working in the field; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council congratulates Mr. Douglas Pauley, Outage Management System Project Manager with Indianapolis Power & Light Company and all personnel involved in this exemplary restoration effort under the worst of conditions.

SECTION 2. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Talley said that he failed to recognize Executive Director of Community Association of the Far Eastside (CAFÉ), Ann Marie Predovich, during the introduction of visitors.

PROPOSAL NO. 220, 2003. The proposal, sponsored by Councillors Cockrum and Nytes, recognizes the Indianapolis Mapping and Geographic Infrastructure System (IMAGIS) for winning three awards at the State GIS Conference. Councillor Nytes read the proposal and presented representatives with copies of the document and Council pins. Councillor Nytes moved, seconded by Councillor Cockrum, for adoption. Proposal No. 220, 2003 was adopted by a unanimous voice vote.

Proposal No. 220, 2003 was retitled SPECIAL RESOLUTION NO. 14, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 14, 2003

A SPECIAL RESOLUTION recognizing the Indianapolis Mapping and Geographic Infrastructure System (IMAGIS) for winning three awards at the State GIS Conference.

WHEREAS, The Indiana Geographic Information Council sponsors annual awards in six categories for creative and practical applications of a Geographic Information System (GIS); and

WHEREAS, of the 30-plus nominations submitted at the annual Indiana GIS Conference in February, three "2003 Achievement Awards in GIS" were presented to organizations which are part of the Indianapolis Mapping and Geographic Infrastructure System (IMAGIS); and

WHEREAS, the Indianapolis Power & Light Company (IPL) received the award in the "Business or Commercial" category for their new Outage Management System; and

WHEREAS, the Indianapolis Department of Public Works (DPW) received the award in the "Large Community" category for their new Stormwater Impervious Surface project; and

WHEREAS, the Indianapolis Department of Metropolitan Development (DMD) and City-County GIS Department jointly received the award in the "County" category for their GIS support of the September 20, 2002 tornado response; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council congratulates all members and staff of the IMAGIS Consortium, and recognizes Mr. Frank Kelly of IPL, Mrs. Barbara Lawrence of DPW, Mr. Steve Kerzan of DMD, Mr. Dave Mockert and Mr. Layne Young of GIS for their leadership in the GIS arena.

SECTION 2. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

President Borst asked for consent to vote on Proposal Nos. 140 and 149, 2003 together. Consent was given.

PROPOSAL NO. 140, 2003. The proposal, sponsored by Councillor Nytes, approves the Mayor's appointment of Gabriel B. Paul as hearing officer to preside over the administrative adjudication of parking tickets. PROPOSAL NO. 149, 2003. The proposal, sponsored by Councillor Dowden, appoints John von Arx to the Marion County Community Corrections Advisory Board. By unanimous votes, the Committees reported the proposals to the Council with the recommendation that they do pass. Councillor Coughenour moved, seconded by Councillor Nytes, for adoption. Proposal Nos. 140 and 149, 2003 were adopted by a unanimous voice vote.

April 14, 2003

Proposal No. 140, 2003 was retitled COUNCIL RESOLUTION NO. 67, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 67, 2003

A COUNCIL RESOLUTION approving the Mayor's appointment of Gabriel B. Paul as hearing officer to preside over the administrative adjudication of parking citations on behalf of the Consolidated City of Indianapolis and Marion County.

WHEREAS, pursuant to Indiana Code § 36-3-3-8 and Section 103-73 of the "Revised Code of the Consolidated City and County," a mayoral appointment of a hearing officer to preside over the administrative adjudication of parking citations on behalf of the Consolidated City of Indianapolis and Marion County is subject to the approval of the City-County Council; and

WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the name of Gabriel B. Paul to serve as hearing officer at his pleasure for a term of one (1) year; now, therefore:

**BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. Gabriel B. Paul is approved and confirmed by the City-County Council to serve as hearing officer at the pleasure of the Mayor for the term of one (1) year.

SECTION 2. This ordinance shall be in effect upon adoption and compliance with IC § 36-3-4-14.

Proposal No. 149, 2003 was retitled COUNCIL RESOLUTION NO. 68, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 68, 2003

A COUNCIL RESOLUTION appointing John von Arx to the Marion County Community Corrections Advisory Board.

**BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. As a member of the Marion County Community Corrections Advisory Board, the Council appoints:

John von Arx

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2005. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 142, 2003. Introduced by Councillors McWhirter, Nytes, Knox, and Brents. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$450,000 in the 2003 Budget of the Office of the Controller (City Cumulative Capital Improvement Fund) to acquire the property formerly occupied by Central State Hospital and to begin environmental surveys and preliminary design for a temporary facility to house the IPD mounted patrol, financed by fund balances"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 186, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which determines the need to lease office space at 2525 North Shadeland Avenue for the Northeast Community Office of the Marion Superior Court

Probation Department, Adult Services Division"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 187, 2003. Introduced by Councillors Langsford and Horseman. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which establishes a moratorium on the erection of outdoor advertising signs"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 188, 2003. Introduced by Councillors Cockrum and Douglas. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$20,000 in the 2003 Budget of the Department of Parks and Recreation (Non-Lapsing Federal Grants Fund) to aid in reforestation efforts in Perry Township to replace trees that were lost in 2002 from a tornado, financed by a federal grant"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 189, 2003. Introduced by Councillors Dowden and Moriarty Adams. The Clerk read the proposal entitled: "A Proposal for a Fire Special Service District Fiscal Ordinance which approves an increase of \$64,246 in the 2003 Budget of the Department of Public Safety, Fire Division (Federal Grants Fund) to pay for costs incurred by FEMA'S (Federal Emergency Management Agency) Urban Search and Rescue Team Indiana Task Force One to aid in the Columbia Space Shuttle Disaster recovery, financed by a federal grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 190, 2003. Introduced by Councillors Dowden and Moriarty Adams. The Clerk read the proposal entitled: "A Proposal for a Fire Special Service District Fiscal Ordinance, which approves an appropriation of \$2,772 in the 2003 Budget of the Department of Public Safety, Fire Division (Fire General Fund) to support the SAFE KIDS BUCKLE UP CSSIS (Child Safety Seat Inspection Station) program, financed by a grant (The grant is from a partnership with United Auto Workers, the General Motors Center for Human Resources-Health and Safety, and General Motors.)"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 191, 2003. Introduced by Councillors Dowden and Moriarty Adams. The Clerk read the proposal entitled: "A Proposal for a Police Special Service District Fiscal Ordinance which approves a transfer of \$1,891,324 in the 2003 Budget of the Department of Public Safety, Police Division (Police General and Consolidated County Funds) to fund staffing at the new Arrestee Processing Center"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 192, 2003. Introduced by Councillor McWhirter. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$20,000 in the 2003 Budgets of the County Auditor and the Prosecuting Attorney (State and Federal Grants Fund) to fund one part time investigator for the Street Level Advocates Program and for Nuisance Abatement, funded by a grant from the U.S. Department of Housing and Urban Development"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 193, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$496,380 in the 2003 Budgets of the County Auditor and the Marion County Superior Court (State and Federal Grants Fund) to fund salaries and contractual services for the Expedited Drug Court, funded by a grant from the Edward Byrne Memorial State and Local Law Enforcement Formula Grant Program

(The local match of \$219,078 is funded from existing appropriations in the budgets of various county agencies.)"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 194, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$160,806 in the 2003 Budgets of the County Auditor and the Marion County Superior Court (State and Federal Grants Fund) to fund salaries for the Drug Treatment Diversion Program, funded by a grant from the Edward Byrne Memorial State and Local Law Enforcement Formula Grant Program (The local match of \$76,985 is funded by existing appropriations in the budgets of various county agencies.)"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 195, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$86,232 in the 2003 Budget of the Marion County Superior Court (State and Federal Grants Fund) to provide funds for CASI (Community Addictions Services of Indiana) program and utilities at the Community Court, funded by a grant from the Edward Byrne Memorial and Local Law Enforcement Formula Grant Program"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 196, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$225,000 in the 2003 Budgets of the County Auditor and the Marion County Superior Court, Juvenile Division (State and Federal Grants Fund) to fund the Juvenile Re-Entry Initiative for a three year period, funded by a grant from the U.S. Department of Justice"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 197, 2003. Introduced by Councillors Bainbridge, Langsford, McWhirter, and Moriarty Adams. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an appropriation of \$2,910,000 in the 2003 Budget of the Department of Public Works, (Transportation General Fund) to fund unanticipated levels of snow and ice removal, and pothole repair efforts caused by near record amounts of snow fall this winter season, financed by fund balances"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 198, 2003. Introduced by Councillor Coonrod. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes multi-way stops at 36th Place and Ireland Drive and at 36th Street and Wittfield Street (District 5)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 199, 2003. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes intersection controls for the White Oak Woods Subdivision, Sections 1 and 2 (District 24)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 200, 2003. Introduced by Councillor Nytes. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at 32nd Street and Winthrop Avenue (District 22)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 201, 2003. Introduced by Councillor Langsford. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes multi-way stops at St. Clair

Street and Layman Avenue and at St. Clair Street and Lesley Avenue (District 13)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 202, 2003. Introduced by Councillors Borst and Short. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions on Shelby Street near Naomi Street (Districts 21, 25)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 203, 2003. Introduced by Councillor Knox. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions on Farnsworth Street between Holt Road and Tibbs Avenue (District 17)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 204, 2003. Introduced by Councillor Knox. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions on Michigan Street between Alton Avenue and Tibbs Avenue (District 17)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 205, 2003. Introduced by Councillor Nytes. The Clerk read the proposal entitled: "A Proposal for a General Resolution which approves the issuance of special taxing district bonds of the Park District of the City of Indianapolis, Indiana, to be designated as "City of Indianapolis, Indiana, Park District Refunding Bonds of 2003, Series A," in an aggregate principal amount not to exceed Ten Million Dollars "; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 206, 2003. Introduced by Councillor Nytes. The Clerk read the proposal entitled: "A Proposal for a Special Ordinance which approves the issuance of refunding bonds in an amount not to exceed Five Million Dollars to refund outstanding general obligation bonds issued originally in 1987, for debt service savings due to decrease in interest costs"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 207, 2003. Introduced by Councillor Nytes. The Clerk read the proposal entitled: "A Proposal for a General Resolution which approves the appropriation of refunding bond proceeds in an amount not to exceed Five Million Dollars, issued to refund outstanding general obligation bonds issued originally in 1987, for debt service savings due to decrease in interest costs"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 208, 2003. Introduced by Councillor Nytes. The Clerk read the proposal entitled: "A Proposal for a General Resolution which approves the issuance of special taxing district bonds of the Metropolitan Thoroughfare District of the City of Indianapolis, Indiana, to be designated as "City of Indianapolis, Indiana, Metropolitan Thoroughfare District Refunding Bonds of 2003, Series A," in an aggregate principal amount not to exceed Thirty Million Dollars"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 209, 2003. Introduced by Councillor Nytes. The Clerk read the proposal entitled: "A Proposal for a General Resolution which approves the issuance of special taxing district bonds of the Metropolitan Thoroughfare District of the City of Indianapolis, Indiana, to be designated as "City of Indianapolis, Indiana, Metropolitan Thoroughfare District Bonds of 2003, Series A," in an original aggregate amount not to exceed Six Million Dollars"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 210, 2003. Introduced by Councillor Nytes. The Clerk read the proposal entitled: "A Proposal for a General Resolution which approve the issuance of special taxing district bonds of the Sanitary District of the City of Indianapolis, Indiana, to be designated as "City of Indianapolis, Indiana, Sanitary District Refunding Bonds of 2003, Series A," in an aggregate principal amount not to exceed Twenty Million Dollars"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 211, 2003. Introduced by Councillor Nytes. The Clerk read the proposal entitled: "A Proposal for a General Resolution which approves the issuance of special taxing district bonds of the Flood Control District of the City of Indianapolis, Indiana, to be designated as "City of Indianapolis, Indiana, Flood Control District Bonds of 2003, Series A," in an original aggregate principal amount not to exceed Twenty Million Dollars"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 212, 2003. Introduced by Councillor Frick. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which requests the creation of a "Fresh Air Indy" program that encourages high quality indoor air in Indianapolis"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 213, 2003. Introduced by Councillors Bainbridge and Gibson. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which approves the Mayor's establishment of a charter school by issuing a charter to Andrew J. Brown Charter School, Inc."; and the President referred it to the Rules and Public Policy Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NOS. 221 and 222, 2003, PROPOSAL NOS. 223-228, 2003, and PROPOSAL NOS. 229 and 230, 2003. Introduced by Councillor Langsford. Proposal Nos. 221 and 222, 2003, Proposal Nos. 223-228, 2003, and Proposal Nos. 229 and 230, 2003 are proposals for Rezoning Ordinances certified by the Metropolitan Development Commission on March 24 and April 4, 2003. The President called for any motions for public hearings on any of those zoning maps changes. There being no motions for public hearings, the proposed ordinances, pursuant to IC 36-7-4-608, took effect as if adopted by the City-County Council, were retitled for identification as REZONING ORDINANCE NOS. 39-48, 2003, the original copies of which ordinances are on file with the Metropolitan Development Commission, which were certified as follows:

REZONING ORDINANCE NO. 39, 2003.

2002-ZON-165 (2002-DP-019)

7549 and 7731 EAST EDGEWOOD AVENUE (approximate addresses), INDIANAPOLIS.

FRANKLIN TOWNSHIP, COUNCILMANIC DISTRICT # 23

MICHAEL GLENN DEVELOPMENT, LLC, by Raymond Good, requests a rezoning of 124.21 acres, being in the D-A District, to the D-P classification to provide for 292 single and two-family dwellings, with a density of 2.35 units per acre.

REZONING ORDINANCE NO. 40, 2003.

2002-ZON-174

8401 BROOKVILLE ROAD (approximate address), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 13

CHESTER GOINS, by Thomas Michael Quinn, requests a rezoning of 10 acres, being in the I-2-S (FF) District, to the C-5 to provide for the expansion of an automobile auction.

REZONING ORDINANCE NO. 41, 2003.

2002-ZON-175 (2002-DP-020)

8332 EAST RAYMOND STREET (approximate address), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 13

JOHN B. URBANS, by Thomas Michael Quinn, requests a rezoning of 50.9 acres, being in the C-1 District, to the D-P classification to provide for 191 single-family residential lots at a density of 3.75 units per acre.

REZONING ORDINANCE NO. 42, 2003.

2002-ZON-184

2702 KESSLER BLVD, WEST DRIVE (approximate address), INDIANAPOLIS.

WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT # 9

EASTERN STAR MISSIONARY BAPTIST CHURCH, INC, by Mary Solada, requests a rezoning of 30 acres, being in the SU-10 District, to the SU-1 classification to provide for religious uses.

REZONING ORDINANCE NO. 43, 2003.

2002-ZON-185

2505 NORTH CUMBERLAND ROAD (approximate addresses), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 12

WILLIAM K. TURNBILL, requests a rezoning of 2.59 acres, being in the D-A District, to the D-4 classification to provide for single family residential development.

REZONING ORDINANCE NO. 44, 2003.

2002-ZON-188 (2002-DP-022)

8577 ONE WEST DRIVE (approximate address), INDIANAPOLIS.

WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT # 2

EATON INVESTMENTS LTD., INC, by Brian J. Tuohy, requests a rezoning of 7.182 acres being in the DP District, to the D-P classification to provide for a three story multi-family dwelling with 36 units with a density of 0.5 units per acre.

REZONING ORDINANCE NO. 45, 2003.

2002-ZON-854

6210 EAST TROY AVENUE (approximate address), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 13

BCD LAND DEVELOPERS, LLC., by David Retherford, requests a rezoning of 16.503 acres, being in the D-A (FF) District, to the D-3 (FF) classification to provide for a residential subdivision.

REZONING ORDINANCE NO. 46, 2003.

2003-ZON-016

10150 EAST 63RD STREET (approximate address), CITY OF LAWRENCE.

LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT # 5

PAUL R. MALLOY, by Thomas Michael Quinn, requests a rezoning of 10.685 acres, being in the D-A District, to the D-2 classification to provide for residential development.

REZONING ORDINANCE NO. 47, 2003.

2003-ZON-008

1057, and 1063 WEST 31ST STREET and 1050 and 1060 WEST 30TH STREET (approximate addresses), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 9

DAVID SHIELDS, by Joseph K. Fitzgerald, requests a rezoning of 1.16 acres, being in the C-3 and D-5 Districts, to the SU-1 classification to legally establish and provide for the expansion of religious uses.

REZONING ORDINANCE NO. 48, 2003.

2003-ZON-021

2349 KEYSTONE WAY (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 10

MOUNT MORIAH MISSIONARY BAPTIST CHURCH requests a rezoning of 0.88 acre, being in the D-5 Districts, to the SU-1 classification to legally establish religious uses.

PROPOSAL NO. 185, 2003. Councillor Langsford reported that the Metropolitan Development Committee heard Proposal No. 185, 2003 on March 24, 2003. The proposal, sponsored by Councillor Langsford, is a final resolution for Canal Square Associates, L.L.P. in an amount not to exceed \$11,905,000 which consists of refinancing the acquisition, construction and equipping of an existing 275-unit multifamily residential facility located on approximately 3.1 acres of land located at 402 West New York Street (District 16). By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Langsford moved, seconded by Councillor Nytes, for adoption. Proposal No. 185, 2003 was adopted on the following roll call vote; viz:

25 YEAS: Bainbridge, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Knox, Langsford, Massie, McWhirter, Nytes, Sanders, Schneider, Short, Smith, Soards, Tilford

0 NAYS:

3 NOT VOTING: Horseman, Moriarty Adams, Talley

1 ABSENT: Black

Proposal No. 185, 2003 was retitled SPECIAL ORDINANCE NO. 2, 2003, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 2, 2003

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue \$11,905,000 City of Indianapolis, Indiana Multifamily Housing Revenue Refunding Bonds, Series 2003 (Canal Square Apartments Project) (the "Bonds") and approving and authorizing other actions in respect thereto.

WHEREAS, Indiana Code Title 36, Article 7, Chapters 11.9 and 12 (collectively, the "Act") declares that the financing and refinancing of economic development facilities constitutes a public purpose; and

WHEREAS, the Act provides that an issuer may, pursuant to the Act, issue revenue bonds and lend the proceeds thereof to a corporation, partnership, trust or individual for the purpose of financing costs of acquisition or construction of facilities, including real and personal property, for diversification of economic development and promotion of job opportunities in or near such issuer; and

WHEREAS, the Act provides that such bonds may be secured by a trust indenture between an issuer and a corporate trustee; and

WHEREAS, Canal Square Associates, L.L.P., on behalf of Canal Square Apartments (the "Borrower") has requested that the City of Indianapolis, Indiana (the "Issuer") issue bonds and lend the proceeds thereof to the Borrower in order to enable the Borrower to finance certain capital assets, including, but not limited to, the refinancing, construction, and equipping of an existing apartment complex with a total of 275 units, located on approximately 3.1 acres, at 402 W. New York Street, in Indianapolis, Indiana (the "Project"); and

WHEREAS, the Indianapolis Economic Development Commission has rendered a report concerning the proposed financing of economic development facilities for the Borrower and the report has been submitted to the Metropolitan Development Commission of Marion County for comment thereon; and

WHEREAS, pursuant to and in accordance with the Act, the Issuer desires to provide funds to finance the Project by issuing not to exceed \$11,905,000 City of Indianapolis, Indiana Multifamily Housing Revenue Refunding Bonds, Series 2003 (Canal Square Apartments Project) (the "Bonds"); and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted on this date, pursuant to Indiana Code Title 36, Article 7, Chapter 12, Section 24 and Section 147(f) of the Internal Revenue Code of 1986, as amended (the "Code"), found that the financing of the Project complies with the purposes and provisions of the Act and that such financing will be of benefit to the health and welfare of the Issuer and its citizens; and

WHEREAS, the financing will not have an adverse competitive effect or impact on any similar facility or facility of the same kind already constructed or operating in the same market area or in or about Marion County, Indiana; and, now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It is hereby found that the financing of the economic development facilities referred to in the Financing Documents consisting of the Project, the issuance and sale of the Bonds, the loan of the net proceeds thereof to the Borrower for the purposes of financing or providing reimbursement for a portion of the cost of the Project, and the repayment of said loan by the Borrower will be of benefit to the health or general welfare of the Issuer and its citizens and does comply with the purposes and provisions of the Act.

SECTION 2. The forms of the Financing Documents presented herewith are hereby approved and all such documents shall be kept on file on by the Clerk of the Council or City-Controller.

SECTION 3. The Commission hereby recommends the Issuer issue the Bonds in one or more series and in the principal amounts not to exceed \$11,905,000 for the purpose of procuring funds to loan to the Borrower in order to finance or provide reimbursement for a portion of the cost of the Project, which Bonds will be payable as to principal and interest solely from the payments made by the Borrower. The Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the Issuer.

SECTION 4. Rule 15c2-12(b)(1) of the Securities Exchange Act of 1934, as amended (the "SEC Rule"), provides that, prior to the time a participating underwriter or placement agent bids for, purchases, offers or sells municipals securities, the participating underwriter or placement agent shall obtain and review an official statement that an issuer of such securities deems a "near final" official statement. The Commission recommends that: (i) the Issuer approve the use and distribution of a Preliminary Official Statement and an Official Statement, in substantially the form submitted to the Issuer, in connection with the issuance, sale and delivery of the Bonds, and that the Mayor of the Issuer sign the Official Statement if so requested by counsel to the Underwriter; (ii) the Issuer deem the Preliminary Official Statement to be final as of its date, except for the omission of no more than the following information: the offering price(s), interest rate(s), selling compensation, aggregate principal amount, principal amount per maturity, delivery dates, ratings and other terms of the securities depending on such matters; and (iii) the Mayor, the City Clerk or any other officer or the Issuer familiar with the matters with respect to the Issuer set forth in the Preliminary Official Statement certify to the Underwriter that the information in the Preliminary Official Statement with respect to the Issuer is deemed to be final within the meaning of the SEC Rule prior to the distribution of the Preliminary Official Statement.

SECTION 5. The City Clerk and City Controller are authorized and directed to sell such Bonds to the purchasers thereof at a price not less than 97% of the aggregate principal amount thereof plus accrued interest, if any, and at rates of interest not to exceed 12% per annum. The Bonds will mature no later than 30 years from their date of issuance.

SECTION 6. The Commission recommends that the Mayor and City Clerk be authorized and directed to execute those Financing Documents approved herein which require the signature of the Mayor and City Clerk and any other document which may be necessary or desirable to consummate the transaction. The signatures of the Mayor and the City Clerk on the Bonds may be facsimile signatures. The Commission also recommends that the City Clerk and City Controller be authorized to arrange for the delivery of such Bonds to the purchaser, payment for which will be made in the manner set forth in the Financing Documents requiring their signatures and imprinting of their facsimile signatures thereon, approve changes therein and also in those Financing Documents which do not require the signature of the Mayor and/or City Clerk without further approval of the City-County Council or the Commission if such changes do not affect terms set forth in Indiana Code Title 36, Article 7, Chapter 12, Section 27(a)(1) through (a)(10).

SECTION 7. The provisions of the special ordinance and the Financing Documents shall constitute a contract binding between the Issuer and the holder or holders of the Bonds and after the issuance of said Bonds, the special ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder or holders so long as said Bonds or the interest thereon remains unpaid.

SECTION 8. The Commissions recommends that the Issuer preliminarily find and determine that the amount of tax credits to be allocated, if any, to the Project under Section 42 of the Code and regulations promulgated thereunder does not exceed the amount necessary for the financial feasibility of the Project and its viability as a qualified housing project throughout the credit period for the Project. In making the foregoing determination, the Issuer has relied upon representations of the Borrower. The foregoing determinations shall not be construed to be a representation or warranty by the Issuer as to the feasibility or viability of the Project. The Issuer hereby authorizes and directs the Mayor of the City of Indianapolis to review and make the foregoing determination again for and on behalf of the Issuer at the request of the

Borrower, following receipt of supporting materials submitted by the Borrower to the Indiana Housing Finance Authority ("IHFA") and either written representations of the Borrower or of IHFA to the effect that (i) the amount of tax credits to be allocated to the Project under Section 42 of the Code does not exceed the amount necessary, if any, for the financial feasibility of the Project and its viability as a qualified housing project throughout the credit period for the Project and (ii) the Project satisfies the requirements for the allocation of a housing credit dollar amount under IHFA's qualified allocation plan. Such determinations shall occur on or about the date of the sale of the Bonds to the Purchasers thereof and on or about the date that each building is placed in service. In reliance upon the representations of the Borrower, it is hereby found and determined that the Project satisfies the requirements for the allocation of a housing credit dollar amount under IHFA's qualified allocation plan.

SECTION 9. The Secretary of this Commission is directed to cause this resolution and two copies of the Financing Documents in their final forms to be transmitted to the office of the Clerk of the Council for presentation to the City-County Council with the recommendation that the City-County Council approve such documents in their final forms pursuant to the proposed form of Special Ordinance hereby recommended to the City-County Council.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 114, 2003. Councillor Bradford reported that the Community Affairs Committee heard Proposal No. 114, 2003 on March 24, 2003. The proposal, sponsored by Councillor Bradford, approves an increase of \$1,767,984 in the 2003 Budget of the Office of Family and Children (Family and Children Fund) to pay 2002 bills carried over to 2003, funded by Federal IV-E Reimbursements. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

President Borst called for public testimony at 8:09 p.m. There being no one present to testify, Councillor Bradford moved, seconded by Councillor Bainbridge, for adoption. Proposal No. 114, 2003 was adopted on the following roll call vote; viz:

23 YEAS: Bainbridge, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Frick, Gibson, Horseman, Knox, Langsford, Massie, McWhirter, Nytes, Sanders, Schneider, Short, Smith, Tilford

0 NAYS:

5 NOT VOTING: Dowden, Gray, Moriarty Adams, Soards, Talley

1 ABSENT: Black

Proposal No. 114, 2003 was retitled FISCAL ORDINANCE NO. 22, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 22, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 95, 2002) appropriating an additional One Million Seven Hundred Sixty-seven Thousand Nine Hundred Eighty-four Dollars (\$1,797,984) in the Family and Children Fund for purposes of the Office of Family and Children and reducing the unappropriated and unencumbered balance in the Family and Children Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 of the Marion County Office of Family and Children Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Office of Family and Children to pay 2002 bills carried over to 2003.

SECTION 2. The sum of One Million Seven Hundred Sixty-seven Thousand Nine Hundred Eighty-four Dollars (\$1,797,984) be, and the same is hereby, appropriated the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>OFFICE OF FAMILY AND CHILDREN</u>	<u>FAMILY AND CHILDREN FUND</u>
3. Other Services and Charges	<u>1,767,984</u>
TOTAL INCREASE	1,767,984

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>FAMILY AND CHILDREN FUND</u>
Unappropriated and Unencumbered	
Family and Children Fund	<u>1,767,984</u>
TOTAL REDUCTION	1,767,984

SECTION 5. The projected December 31, 2003, fund balance for the Family and Children Fund is as follows:

Current cash balance 12-31-02	2,324,357
Anticipated additional revenue through December 31, 2003	63,486,598
Projected funds available	65,810,955
Remaining appropriations and encumbrances	61,305,966
Proposed additional appropriation	1,767,984
Projected fund balance December 31, 2003	2,737,005

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 115, 2003. Councillor Bradford reported that the Community Affairs Committee heard Proposal No. 115, 2003 on March 24, 2003. The proposal, sponsored by Councillor Bradford, approves an increase of \$20,000 in the 2003 Budgets of the County Auditor and the Cooperative Extension Service (County Grants Fund) for funding of the CARE (Communities Against Rape) Educational Programs for the period of one year (March 2003 through March 2004), funded by a grant from the Endowment Outreach Committee and the Vestry of St. Paul's Episcopal Church. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

President Borst called for public testimony at 8:10 p.m. There being no one present to testify, Councillor Bradford moved, seconded by Councillor Conley, for adoption. Proposal No. 115, 2003 was adopted on the following roll call vote; viz:

26 YEAS: Bainbridge, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Horseman, Knox, Langsford, Massie, McWhirter, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford

0 NAYS:

2 NOT VOTING: Gray, Moriarty Adams

1 ABSENT: Black

Proposal No. 115, 2003 was retitled FISCAL ORDINANCE NO. 23, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 23, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 98, 2002) appropriating an additional Twenty Thousand Dollars (\$20,000) in the County Grants Fund for purposes of County Auditor and Cooperative Extension Service and reducing the unappropriated and unencumbered balance in the County Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

April 14, 2003

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (m) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Auditor and the Cooperative Extension Service for funding of the CARE (Communities Against Rape) Educational Programs for the period of one year.

SECTION 2. The sum of Twenty Thousand Dollars (\$20,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>COUNTY GRANTS FUND</u>
1. Personal Services-fringes	1,305
<u>COOPERATIVE EXTENSION SERVICE</u>	
1. Personal Services	13,604
3. Other Services and Charges	<u>5,091</u>
TOTAL INCREASE	20,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>COUNTY GRANTS FUND</u>
Unappropriated and Unencumbered	
County Grants Fund	<u>20,000</u>
TOTAL REDUCTION	20,000

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 118, 2003. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 118, 2003 on February 26, 2003. The proposal, sponsored by Councillors Moriarty Adams and Talley, approves an increase of \$1,398,249 in the 2003 Budget of the County Sheriff (County General Fund) to fund 98 additional jail beds at the Corrections Corporation of America (CCA) facility for 2003, funded by the Memorandum of Understanding between the City of Indianapolis, County Auditor, County Sheriff, and the Corrections Corporation of America. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

President Borst called for public testimony at 8:12 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Smith, for adoption. Proposal No. 118, 2003 was adopted on the following roll call vote; viz:

26 YEAS: Bainbridge, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Horseman, Knox, Langsford, Massie, McWhirter, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford
0 NAYS:
2 NOT VOTING: Gray, Moriarty Adams
1 ABSENT: Black

Proposal No. 118, 2003 was retitled FISCAL ORDINANCE NO. 24, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 24, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional One Million Three Hundred Ninety-eight Thousand Two Hundred Forty-nine Dollars (\$1,398,249) in the County General Fund for purposes of the County Sheriff and reducing the unappropriated and unencumbered balance in the County General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(f) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of payment for ninety-eight (98) additional jail beds at the Corrections Corporation of America (CCA) facility for 2003.

SECTION 2. The sum of One Million Three Hundred Ninety-eight Thousand Two Hundred Forty-nine Dollars (\$1,398,249) be, and the same is hereby, appropriated the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY SHERIFF</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services and Charges	<u>1,398,249</u>
TOTAL INCREASE	1,398,249

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered	
County General Fund	<u>1,398,249</u>
TOTAL REDUCTION	1,398,249

SECTION 5. The projected December 31, 2003, fund balance for the County General Fund is as follows:

Current cash balance 12-31-02	22,689,247
Anticipated additional revenue through December 31, 2003	179,785,890
Projected funds available	202,475,137
Remaining appropriations and encumbrances	188,449,503
Proposed additional appropriation	1,398,249
Projected fund balance December 31, 2003	12,627,385

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 144, 2003. Councillor Langsford reported that the Metropolitan Development Committee heard Proposal No. 144, 2003 on March 24, 2003. The proposal, sponsored by Councillors Langsford and Nytes, approves a transfer of \$315,000 and increase of \$2,775,770 in the 2003 Budget of the Department of Metropolitan Development (Non-Lapsing State Grants, Non-Lapsing Federal Grants, Consolidated County, Federal Grants, and Redevelopment General Funds) to provide affordable and supportive housing opportunities, community development, brownfield assessment and remediation, and economic development initiatives, financed by state and federal grants, fund balances, and a transfer of funds. By a 6-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

President Borst called for public testimony at 8:14 p.m. There being no one present to testify, Councillor Langsford moved, seconded by Councillor Nytes, for adoption. Proposal No. 144, 2003 was adopted on the following roll call vote; viz:

April 14, 2003

26 YEAS: Bainbridge, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Nytes, Sanders, Short, Smith, Soards, Talley, Tilford

1 NAY: Schneider

1 NOT VOTING: Moriarty Adams

1 ABSENT: Black

Proposal No. 144, 2003 was retitled FISCAL ORDINANCE NO. 25, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 25, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 99, 2002) transferring, appropriating and re-appropriating an additional Three Million Ninety Thousand Seven Hundred Seventy dollars (\$3,090,770) in the Federal Grants, Non-Lapsing State Grants, Consolidated County, Non-Lapsing Federal Grants and Redevelopment General Funds for purposes of the Department of Metropolitan Development, and reducing the unappropriated and unencumbered balance in the Federal Grants, Non-Lapsing State Grants, Consolidated County, Non-Lapsing Federal Grants, and Redevelopment General Funds, and reducing certain other appropriations for that department.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (i) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purpose of the Department of Metropolitan Development to continue to administer state and federal grants which provide affordable and supportive housing opportunities, community development, brownfield assessment and remediation, and economic development initiatives, financed by state and federal grants and from fund balances.

SECTION 2. The sum of Three Million Ninety Thousand Seven Hundred Seventy dollars (\$3,090,770) be, and the same is hereby, transferred and appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances and accounts as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

DEPARTMENT OF METROPOLITAN DEVELOPMENT

ADMINISTRATION DIVISION

NON-LAPSING STATE GRANTS FUND

3. Other Services and Charges	250,000
TOTAL INCREASE	250,000

DEPARTMENT OF METROPOLITAN DEVELOPMENT

ADMINISTRATION DIVISION

NON-LAPSING FEDERAL GRANTS FUND

3. Other Services and Charges	100,000
TOTAL INCREASE	100,000

DEPARTMENT OF METROPOLITAN DEVELOPMENT

ADMINISTRATION DIVISION

REDEVELOPMENT GENERAL FUND

3. Other Services and Charges	84,333
4. Capital Outlay	377,967
TOTAL INCREASE	462,300

DEPARTMENT OF METROPOLITAN DEVELOPMENT

ADMINISTRATION DIVISION

CONSOLIDATED COUNTY FUND

3. Other Services and Charges	38,470
TOTAL INCREASE	38,470

DEPARTMENT OF METROPOLITAN DEVELOPMENT

COMMUNITY DEVELOPMENT DIVISION

FEDERAL GRANTS FUND

3. Other Services and Charges	450,000
4. Capital Outlay	1,415,000
TOTAL INCREASE	2,180,000

<u>DEPARTMENT OF METROPOLITAN DEVELOPMENT</u>	<u>CONSOLIDATED COUNTY FUND</u>
<u>PLANNING DIVISION</u>	
3. Other Services and Charges	<u>60,000</u>
TOTAL INCREASE	60,000

SECTION 4. The said additional appropriation is funded by the following decreases:

	<u>NON-LAPSING STATE GRANTS FUND</u>
Unappropriated and Unencumbered	
Non-Lapsing State Grants Fund	<u>250,000</u>
TOTAL DECREASE	250,000

	<u>NON-LAPSING FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
Non-Lapsing Federal Grants Fund	<u>100,000</u>
TOTAL DECREASE	100,000

	<u>REDEVELOPMENT GENERAL FUND</u>
Unappropriated and Unencumbered	
Redevelopment Fund	<u>462,300</u>
TOTAL DECREASE	462,300

	<u>CONSOLIDATED COUNTY FUND</u>
Unappropriated and Unencumbered	
Consolidated County Fund	<u>98,470</u>
TOTAL DECREASE	98,470

	<u>FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
Federal Grants County Fund	<u>1,865,000</u>
TOTAL DECREASE	1,865,000

<u>DEPARTMENT OF METROPOLITAN DEVELOPMENT</u>	<u>FEDERAL GRANTS FUND</u>
<u>ADMINISTRATION DIVISION</u>	
3. Other Services and Charges	<u>315,000</u>
TOTAL DECREASE	315,000

SECTION 5. (a) The projected December 31, 2003, fund balance for the Consolidated County Fund is as follows:

Cash balance as of December 31, 2002	41,453,009
Estimated 2003 revenues (2003 budget plus new revenues)	<u>51,085,297</u>
Projected funds available	92,538,306
2003 appropriations, including prior year carryover encumbrances	70,062,292
Proposed appropriation (this proposal)	<u>98,470</u>
Projected fund balance December 31, 2003	22,377,544

(b) The projected December 31, 2003, fund balance for the Redevelopment General Fund is as follows:

Cash balance as of December 31, 2002	2,703,422
Estimated 2003 revenues (per 2003 budget)	<u>1,111,346</u>
Projected funds available	4,264,378
2003 appropriations, including prior year carryover encumbrances	1,651,318
Proposed appropriation (this proposal)	<u>462,300</u>
Projected fund balance December 31, 2003	2,150,760

SECTION 6. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Cockrum reported that the Parks and Recreation Committee heard Proposal Nos. 145-148, 2003 on April 10, 2003. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 145, 2003. The proposal, sponsored by Councillors Cockrum and Douglas, approves an appropriation of \$7,620,142 in the 2003 Budget of the Department of Parks and Recreation, (Park General Fund) to pay for design and construction of several capital projects, financed by a grant from the Lilly Endowment. PROPOSAL NO. 146, 2003. The proposal, sponsored by Councillors Cockrum and Douglas, approves an increase of \$365,000 in the 2003 Budget of the Department of Parks and Recreation (City Cumulative Capital Improvement Fund) to make improvements to several parks, financed by fund balances. PROPOSAL NO. 147, 2003. The proposal, sponsored by Councillors Cockrum and Douglas, approves an appropriation of \$95,000 in the 2003 Budget of the Department of Parks and Recreation (Park General Fund) to contract four Hub Naturalists to partner with the Park Rangers and recreational staff, and also with the Environmental Education program staff to increase education and environmental appreciation throughout the county, financed by a grant from the Nina Mason Pulliam Charitable Trust. PROPOSAL NO. 148, 2003. The proposal, sponsored by Councillors Cockrum, Douglas, and Talley, approves an increase of \$110,000 in the 2003 Budget of the Department of Parks and Recreation (Federal Grants Fund) to continue the Summer Lunch Program, financed by a federal grant. By unanimous votes, the Committee reported Proposal No. 145, 2003 to the Council with the recommendation that it do pass as amended, and Proposal Nos. 146-148, 2003 to the Council with the recommendation that they do pass.

President Borst called for public testimony at 8:18 p.m. There being no one present to testify, Councillor Cockrum moved, seconded by Councillor Douglas, for adoption. Proposal No. 145, 2003, as amended, and Proposal Nos. 146-148, 2003 were adopted on the following roll call vote; viz:

27 YEAS: Bainbridge, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford

0 NAYS:

1 NOT VOTING: Moriarty Adams

1 ABSENT: Black

Proposal No. 145, 2003, as amended, was retitled FISCAL ORDINANCE NO. 26, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 26, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance 99, 2002) appropriating Seven Million Six Hundred Thirty-one Thousand Five Hundred Forty-two Dollars (\$7,631,542) in the Park General Fund for purposes of the Department of Parks and Recreation and reducing the unappropriated and unencumbered balance in the Park General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01(l) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for the purposes of the Department of Parks and Recreation to pay for design and construction of several capital projects, including new or expanded recreation centers at

Washington, Bethel and Rhodius Parks, gymnasium expansions at Christian Park and Municipal Gardens, an Arts Center at Garfield Park, expansion of the White River and Monon trails, a new nature center at Eagle Creek Park and other improvements throughout the city including sports field renovations, new picnic shelters and spray areas, aquatic center repairs and ADA accessibility improvements, financed by a grant from the Lilly Endowment.

SECTION 2. The sum of Seven Million Six Hundred Thirty-one Thousand Five Hundred Forty-two Dollars (\$7,631,542) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>DEPARTMENT OF PARKS AND RECREATION</u>	<u>PARK GENERAL FUND</u>
3. Other Services and Charges	111,400
4. Capital Outlay	<u>7,520,142</u>
TOTAL INCREASE	7,631,542

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>PARK GENERAL FUND</u>
Unappropriated and Unencumbered	
Park General Grants	<u>7,631,542</u>
TOTAL REDUCTION	7,631,542

SECTION 5. The projected December 31, 2003, fund balance for the Park General Fund is as follows:

Cash balance as of December 31, 2002	13,328,872
Estimated 2003 revenues (2003 budget plus new revenues)	<u>25,633,965</u>
Projected funds available	38,962,837
2003 appropriations, including prior year carryover encumbrances	28,837,301
Proposed appropriation (Proposal No. 145, 2003)	7,631,542
Pending appropriation requests (Proposal No. 147, 2003)	<u>95,000</u>
Total Requirements	36,563,843
Projected fund balance December 31, 2003	2,398,994

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 146, 2003 was retitled FISCAL ORDINANCE NO. 27, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 27, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance 99, 2009) appropriating Three Hundred and Sixty-five Thousand Dollars (\$365,000) in the City Cumulative Capital Improvement Fund for purposes of the Department of Parks and Recreation and reducing the unappropriated and unencumbered balance in the City Cumulative Capital Improvement Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01(l) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for the purpose of the Department of Parks and Recreation to make improvements to the Eagle Creek Bathhouse, Brookside Park Family Center and Shelter, Southeastway Park Septic, Velodrome Skate Park, to complete the purchase of land at Cottonwood Lakes, and to resume the 56th Street South 46th Street Trail, financed by fund balance.

SECTION 2. The sum of Three Hundred and Sixty-five Thousand Dollars (\$365,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>DEPARTMENT OF PARKS AND RECREATION</u>	<u>CITY CUMULATIVE CAPITAL IMPROVEMENT FUND</u>
4. Capital Outlay	<u>365,000</u>
TOTAL INCREASE	365,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>CITY CUMULATIVE CAPITAL IMPROVEMENT FUND</u>
Unappropriated and Unencumbered	
City Cumulative Capital Improvement Fund	<u>365,000</u>
TOTAL DECREASE	365,000

SECTION 5. The projected December 31, 2003, fund balance for the City Cumulative Capital Improvement Fund is as follows:

Cash balance as of December 31, 2002	12,383,844
Estimated 2003 revenues (per 2003 budget)	<u>11,451,989</u>
Projected funds available	23,835,833
2003 appropriations, including prior year carryover encumbrances	18,743,450
Proposed appropriation (Proposal No. 146, 2003)	365,000
Pending appropriation requests (Proposal No. 142, 2003)	<u>450,000</u>
Projected fund balance December 31, 2003	4,277,383

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 147, 2003 was retitled FISCAL ORDINANCE NO. 28, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 28, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance 99, 2002) appropriating Ninety-five Thousand Dollars (\$95,000) in the Park General Fund for purposes of the Department of Parks and Recreation and reducing the unappropriated and unencumbered balance in the Park General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01(l) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for the purposes of the Department of Parks and Recreation to contract four Hub Naturalists to partner with Park Rangers and recreational staff, and also the Environmental Education program staff to increase education and environmental appreciation throughout the county, financed by a grant from the Nina Mason Pulliam Charitable Trust.

SECTION 2. The sum of Ninety-five Thousand Dollars (\$95,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>DEPARTMENT OF PARKS AND RECREATION</u>	<u>PARK GENERAL FUND</u>
2. Materials and Supplies	6,664
3. Other Services and Charges	<u>88,336</u>
TOTAL INCREASE	95,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>PARK GENERAL FUND</u>
Unappropriated and Unencumbered	
Park General Fund	<u>95,000</u>
TOTAL REDUCTION	95,000

SECTION 5. The projected December 31, 2003, fund balance for the Park General Fund is as follows:

Cash balance as of December 31, 2002	13,328,872
Estimated 2003 revenues (2003 budget plus new revenues)	<u>25,633,965</u>
Projected funds available	38,962,837
2003 appropriations, including prior year carryover encumbrances	28,837,301
Proposed appropriation (Proposal No. 147, 2003)	95,000
Pending appropriation requests (Proposal No. 145, 2003)	<u>7,620,143</u>
Projected fund balance December 31, 2003	2,410,393

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 148, 2003 was retitled FISCAL ORDINANCE NO. 29, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 29, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance 99, 2002) appropriating One Hundred Ten Thousand Dollars (\$110,000) in the Federal Grants Fund for purposes of the Department of Parks and Recreation and reducing the unappropriated and unencumbered balance in the Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (l) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for the purposes of the Department of Parks and Recreation to continue the Summer Lunch Program and serve 35,000 to 40,000 lunches to needy children in Marion County, financed by a federal grant.

SECTION 2. The sum of One Hundred Ten Thousand Dollars (\$110,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>DEPARTMENT OF PARKS AND RECREATION</u>	<u>FEDERAL GRANTS FUND</u>
3. Other Services and Charges	110,000
TOTAL INCREASE	110,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
Federal Grants Fund	110,000
TOTAL REDUCTION	110,000

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 153, 2003. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 153, 2003 on March 31, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$55,000 in the 2003 Budgets of the County Auditor and the Prosecuting Attorney (State and Federal Grants Fund) to fund the Seat Belt Enforcement

Project, funded by a state grant (Governor's Council on Impaired and Dangerous Driving and National Highway Traffic Safety Administration). By a 6-3 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Dowden moved, seconded by Councillor Talley, for adoption. Proposal No. 153, 2003 was adopted on the following roll call vote; viz:

21 YEAS: Bainbridge, Boyd, Brents, Cockrum, Conley, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Langsford, McWhirter, Moriarty Adams, Nytes, Sanders, Short, Soards, Talley, Tilford
6 NAYS: Borst, Coonrod, Knox, Massie, Schneider, Smith
1 NOT VOTING: Bradford
1 ABSENT: Black

Proposal No. 153, 2003 was retitled FISCAL ORDINANCE NO. 30, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 30, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Fifty-five Thousand Dollars (\$55,000) in the State and Federal Grants Fund for purposes of the County Auditor and Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (c) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Auditor and Prosecuting Attorney to fund the Seat Belt Enforcement Project.

SECTION 2. The sum of Fifty-five Thousand Dollars (\$55,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services - fringes	1,323
<u>PROSECUTING ATTORNEY</u>	
1. Personal Services	15,350
3. Other Services and Charges	<u>38,327</u>
TOTAL INCREASE	55,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>55,000</u>
TOTAL REDUCTION	55,000

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 154, 2003. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 154, 2003 on March 31, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$400,000 in the 2003 Budgets of the County Auditor and Prosecuting Attorney (State and Federal Grants Fund) to provide funding for a Forensic Services Agency fingerprint examiner and paralegal, for supplies, and to pay overtime for law enforcement to conduct probation sweeps, funded by the Project Sentry Grant (U.S. Department of Justice). By a 9-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

Councillor Dowden stated that the proposal was incorrectly amended in Committee and needs to be amended again to reflect the original character distribution of dollars. He moved, seconded by Councillor Smith, to amend Proposal No. 154, 2003 back to its original form. Proposal No. 154, 2003 was amended by a unanimous voice vote.

President Borst called for public testimony at 8:23 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Smith, for adoption. Proposal No. 154, 2003, as amended, was adopted on the following roll call vote; viz:

27 YEAS: Bainbridge, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford
0 NAYS:
1 NOT VOTING: Dowden
1 ABSENT: Black

Proposal No. 154, 2003, as amended, was retitled FISCAL ORDINANCE NO. 31, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 31, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97 2002) appropriating an additional Four Hundred Thousand Dollars (\$400,000) in the State and Federal Grants Fund for purposes of the County Auditor and Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (c) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Auditor and Prosecuting Attorney to provide funding for a Forensic Services Agency fingerprint examiner and paralegal, for supplies, and to pay overtime for law enforcement to conduct probation sweeps.

SECTION 2. The sum of Four Hundred Thousand Dollars (\$400,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services - fringes	70,930
<u>PROSECUTING ATTORNEY</u>	
1. Personal Services	277,930
2. Supplies	31,800
3. Other Services and Charges	<u>19,290</u>
TOTAL INCREASE	400,000

SECTION 4. The said additional appropriation is funded by the following reductions:

<u>STATE AND FEDERAL GRANTS FUND</u>	
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>400,000</u>
TOTAL REDUCTION	400,000

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 155, 157, and 158, 2003 on March 31, 2003. He asked for consent to vote on Proposal No. 158, 2003 first and then vote on Proposal Nos. 155 and 157, 2003 together. Consent was given.

PROPOSAL NO. 158, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$83,893 in the 2003 Budget of the Marion County Superior Court, Juvenile Division (Guardian Ad Litem Fund) to appropriate an increase in funding for Child Advocates, Inc., funded by the State of Indiana (The local match of \$141,642 is funded by existing appropriations in the Marion County Superior Court, Juvenile Division's budget.). Councillor Dowden moved, seconded by Councillor Smith, to postpone Proposal No. 158, 2003 until April 28, 2003. Proposal No. 158, 2003 was postponed by a unanimous voice vote.

PROPOSAL NO. 155, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$45,000 in the 2003 Budgets of the County Auditor and the Marion County Superior Court (State and Federal Grants Fund) to appropriate a grant from the Indiana State Supreme Court for the Family Court Pilot Project. PROPOSAL NO. 157, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$10,435 in the 2003 Budget of the Marion County Superior Court (State and Federal Grants Fund) to appropriate an increase in the grant from Indiana Criminal Justice Institute for court appointed special advocates for Kids Voice. By 9-0 votes, the Committee reported Proposal No. 155, 2003 to the Council with the recommendation that it do pass and Proposal No. 157, 2003 to the Council with the recommendation that it do pass as amended.

President Borst called for public testimony at 8:26 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal No. 155, 2003 and Proposal No. 157, 2003, as amended, were adopted on the following roll call vote; viz:

28 YEAS: Bainbridge, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford

0 NAYS:

1 ABSENT: Black

Proposal No. 155, 2003 was retitled FISCAL ORDINANCE NO. 32, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 32, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Forty-five Thousand Dollars (\$45,000) in the State

and Federal Grants Fund for purposes of the County Auditor and the Marion County Superior Court and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(j) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for the purpose of the Marion County Superior Court to appropriate a grant from the Indiana State Supreme Court for the Family Court Pilot Project.

SECTION 2. The sum of Forty-five Thousand Dollars (\$45,000) be, and the same is hereby, appropriated the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services - fringes	8,035
<u>MARION COUNTY SUPERIOR COURT</u>	
1. Personal Services	36,965
TOTAL INCREASE	45,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	45,000
TOTAL REDUCTION	45,000

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 157, 2003, as amended, was retitled FISCAL ORDINANCE NO. 33, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 33, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Ten Thousand Four Hundred Thirty-five Dollars (\$10,435) in the State and Federal Grants Fund for purposes of the Marion County Superior Court, and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(j) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for the Marion County Superior Court to appropriate an increase in the grant from Indiana Criminal Justice Institute for court appointed special advocates for Kids Voice.

SECTION 2. The sum of Ten Thousand Four Hundred Thirty-five Dollars (\$10,435) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION COUNTY SUPERIOR COURT</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
3. Other Services and Charges	<u>10,435</u>
TOTAL INCREASE	10,435

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>10,435</u>
TOTAL REDUCTION	10,435

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Bainbridge reported that the Public Works Committee heard Proposal Nos. 160 and 161, 2003 on April 10, 2003. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 160, 2003. The proposal, sponsored by Councillors Bainbridge and Moriarty Adams, approves an increase of \$1,807,000 in the 2003 Budget of the Department of Public Works, Engineering Division (Transportation General Fund) to make various street improvements associated with I65/I70 in the downtown area (HyperFix Project), funded by INDOT (Indiana Department of Transportation). PROPOSAL NO. 161, 2003. The proposal, sponsored by Councillors Bainbridge and Moriarty Adams, approves an appropriation of \$31,766 in the 2003 Budget of the Department of Public Works, Policy and Planning Division (Non-Lapsing State Grants Fund) to enhance the Hazardous Household Waste Program by including collection and disposal of mercury-containing devices such as fluorescent light bulbs and thermometers from area homes, financed by a grant from IDEM (Indiana Department of Environmental Management). By 8-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass.

President Borst asked if the money in Proposal No. 160, 2003 was for infrastructure or education and information, as well. Barbara Lawrence, director of the Department of Public Works, said that the Indiana Department of Transportation will pay for education and communication, and these dollars are mostly for engineering and construction costs. President Borst said that he heard that some streets may change from one-way to two-way streets during this time frame. Ms. Lawrence said that there will be some additional turn lanes, but no street directions will be changed. Councillor Nytes said that there will be lots of changes to local streets as a result of this project that will provide upgrades and improvements for years to come.

President Borst called for public testimony at 8:33 p.m. There being no one present to testify, Councillor Bainbridge moved, seconded by Councillor Moriarty Adams, for adoption. Proposal Nos. 160 and 161, 2003 were adopted on the following roll call vote; viz:

26 YEAS: Bainbridge, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Smith, Soards, Tilford

0 NAYS:

2 NOT VOTING: Short, Talley

1 ABSENT: Black

Proposal No. 160, 2003 was retitled FISCAL ORDINANCE NO. 34, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 34, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance 99, 2002) appropriating One Million Eight Hundred Seven Thousand Dollars (\$1,807,000) in the Transportation General Fund for purposes of the Department of Public Works, Engineering Division, and reducing the unappropriated and unencumbered balance in the Transportation General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(j) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Public Works, Engineering Division to resurface several streets, install traffic signal upgrades and Opticom emergency preemption systems, intersection improvements, and increased signage for motorists, funded by the Indiana Department of Transportation.

SECTION 2. The sum of One Million Eight Hundred Seven Thousand Dollars (\$1,807,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4

SECTION 3. The following increased appropriation is hereby approved:

DEPARTMENT OF PUBLIC WORKS
ENGINEERING DIVISION

TRANSPORTATION GENERAL FUND

4. Capital Outlay	<u>1,807,000</u>
TOTAL INCREASE	1,807,000

SECTION 4. The said additional appropriation is funded by the following reductions:

TRANSPORTATION GENERAL FUND

Unappropriated and Unencumbered	
Transportation General Fund	<u>1,807,000</u>
TOTAL DECREASE	1,807,000

SECTION 5. The projected December 31, 2003, fund balance for the Transportation General Fund is as follows:

Cash balance as of December 31, 2002	30,083,247
Estimated 2003 revenues (2003 budgeted plus new revenues)	<u>47,519,000</u>
Projected funds available	77,602,247
2003 appropriations, including prior year carryover encumbrances	66,428,772
Proposed appropriation (Proposal No. 160, 2003)	<u>1,807,000</u>
Projected fund balance December 31, 2003	9,366,475

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 161, 2003 was retitled FISCAL ORDINANCE NO. 35, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 35, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance 99, 2002) appropriating Thirty-one Thousand Seven Hundred Sixty-six Dollars (\$31,766) in the Non-Lapsing State Grants Fund for purposes of the Department of Public Works, Policy and Planning Division, and reducing the unappropriated and unencumbered balance in the Non-Lapsing State Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01(j) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for the purpose of the Department of Public Works, Policy and Planning Division to enhance the Hazardous Household Waste Program by including collection and disposal of mercury-containing devices such as fluorescent light bulbs and thermometers from area homes, financed by a grant from the Indiana Department of Environmental Management.

SECTION 2. The sum of Thirty-one Thousand Seven Hundred Sixty-six Dollars (\$31,766) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>DEPARTMENT OF PUBLIC WORKS</u> <u>POLICY AND PLANNING DIVISION</u>	<u>NON-LAPSING STATE GRANTS FUND</u>
2. Materials and Supplies	500
3. Other Services and Charges	29,276
4. Capital Outlay	<u>2,000</u>
TOTAL INCREASE	31,776

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>NON-LAPSING STATE GRANTS FUND</u>
Unappropriated and Unencumbered	
Non-Lapsing State Grants Fund	<u>31,766</u>
TOTAL DECREASE	31,766

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 91, 2003. Councillor McWhirter reported that the Administration and Finance Committee heard Proposal No. 91, 2003 on February 11 and March 25, 2003. The proposal, sponsored by Councillors Langsford, Soards, Talley, Tilford, Bainbridge, Frick, and Nytes, amends the Code to make up any pay difference for Guard and Reserve City and County employees who are called up for active military duty. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

Councillor Dowden moved, seconded by Councillor Smith, to amend Proposal No. 91, 2003 as follows:

Mr. President:

I move to amend the substitute version of Proposal No. 91, 2003 to strike the period after the word "days" in the sixth line of Sec. 291-210 (b) (1) and add the following: "and such active duty time includes service in a combat zone."

Councillor Talley said that he opposes the amendment as written. Councillor Bainbridge said that he does not understand what this amendment accomplishes. Councillor Dowden said that it will provide this extra pay and benefits for those soldiers called to active duty in a combat zone.

Councillor Langsford said that it is difficult to define a combat zone. He said that there are soldiers being activated to protect a chemical depot in Newport, Indiana, but because this is not the front line of the war effort, it might not be considered a combat zone. However, these individuals are doing their part in the overall war against terrorism and are a very important component of the entire mission. He said that even those stationed in a peacekeeping mission can be in danger. He opposes the amendment.

Councillors Horseman, Soards, McWhirter, Conley, Short, Bainbridge, Sanders, and Gibson spoke in opposition to the amendment and said that a soldier's call to active duty puts their families in a financial bind and whether or not they are on the front lines should not be a factor. They said that the entire fighting force is a team and without the support of administrative and supply personnel, the war could not possibly be a success. They added that it is possible a soldier's family could face financial burdens and lose possessions or a home.

Councillor Smith said that the Soldier and Sailor Relief Act would not allow a soldier on active duty to lose their home. Councillor Sanders said that a gentleman testified to the committee that his active duty put his family in such a financial bind that he could not recover and lost his home shortly thereafter, though not while on active duty.

Councillor Langsford said that even though an active duty soldier may be out of harm's way, they are still necessary to support the combat troops, and he urged Councillors to defeat the amendment.

Councillor Gray asked how many employees have been called to active duty. Councillor McWhirter said that the City has had 25 individuals called to active duty, and the County has had 14.

The motion to further amend Proposal No. 91, 2003 failed on the following roll call vote; viz:

*7 YEAS: Bradford, Cockrum, Coonrod, Dowden, Massie, Schneider, Smith
21 NAYS: Bainbridge, Borst, Boyd, Brents, Conley, Coughenour, Douglas, Frick, Gibson, Gray, Horseman, Knox, Langsford, McWhirter, Moriarty Adams, Nytes, Sanders, Short, Soards, Talley, Tilford
1 ABSENT: Black*

Councillor McWhirter moved, seconded by Councillor Langsford, for adoption. Proposal No. 91, 2003, as amended, was adopted on the following roll call vote; viz:

*26 YEAS: Bainbridge, Borst, Boyd, Bradford, Brents, Conley, Coonrod, Coughenour, Douglas, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford
2 NAYS: Cockrum, Dowden
1 ABSENT: Black*

Proposal No. 91, 2003, as amended, was retitled GENERAL ORDINANCE NO. 32, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 32, 2003

A GENERAL ORDINANCE amending Section 291-210 of the "Revised Code of the Consolidated City and County," to compensate certain National Guard and Reserve city and county employees who are called up for active military duty.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Sec. 291-210 of the Revised Code of the Consolidated City and County be, and is hereby, amended by inserting the underlined text to read as follows:

Sec. 291-210. Military leave.

(a) **In General.** Military leave shall be granted in accordance with appropriate state and federal law. In accordance with state law, a maximum of fifteen (15) eight-hour working days of paid military leave shall be granted. If an employee exceeds fifteen (15) days of military leave, then he/she may elect to go on leave without pay or to exhaust appropriate paid leave.

(b) **Special benefits for certain extended active duty.** As a demonstration of the gratitude of the people of Indianapolis and Marion County for city and county public employees whose lives are disrupted and who might suffer financial and personal hardships by answering the call to bear arms for military duty to defend America's freedom and way of life during state or national emergencies, the following supplemental military leave fringe benefits shall be provided to eligible employees whose active duty extends beyond the fifteen (15) days leave provided under subsection (a):

- (1) For purposes of this subsection (b), "eligible employee" means any employee of the City of Indianapolis or of Marion County, including merit officers of the Marion County Sheriff's Department, the Indianapolis Police Department and the Indianapolis Fire Department, that serve in the National Guard or any reserve component of the armed forces of the United States and who by order of the Governor of Indiana or the President of the United States are placed on full-time active duty for more than thirty (30) days.
- (2) If an eligible employee's active duty base on a weekly basis is less than the normal work-week salary or wages earned by the eligible employee at the time of activation, such eligible employee shall receive a weekly payment as a fringe benefit equal to that difference, paid on the same schedule as if the employee were not on military leave.
- (3) If an eligible employee was a participant in a health benefit program provided by the City or County that covered dependants of the eligible employee, the city or county shall pay the employee/employer contribution for such dependant coverage during such military leave.
- (4) The employer contribution to PERF for an eligible employee shall be continued during the period of military leave.
- (5) An eligible employee who serves more than thirty (30) days and less than one hundred eighty (180) days on continuous active duty shall be granted an additional week of paid vacation leave; and an eligible employee who serves one hundred eighty (180) or more days of continuous active duty shall be granted an additional two weeks of paid vacation leave, in accordance with the department's current policies and procedures.
- (6) The benefits provided under this subsection shall be administered as follows:
 - (i) Eligible employees who wish to apply for these benefits shall notify the City Controller or County Auditor, or their respective designees, of their activation as soon as possible after activation of their intent to claim such benefits providing documentation and verification of their orders to full-time active duty.
 - (ii) The benefits provided under this subsection shall be paid from the personal services appropriations of the respective agency who employed the eligible employee; and the

Council will entertain transfers or additional appropriation requests from any agency whose budget is inadequate to cover such benefits.

(7) This subsection shall be retroactive to January 1, 2003, for employees hired prior to that date.

SECTION 2. The Council urges all citizens and employers in Indianapolis to do whatever is possible to help make special adjustment efforts to demonstrate appreciation to those citizen-soldiers who respond to their military commitment during extraordinary times.

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 141, 2003. Councillor McWhirter reported that the Administration and Finance Committee heard Proposal No. 141, 2003 on March 25, 2003. The proposal, sponsored by Councillor McWhirter, amends Sec. 131-242 of the Revised Code to increase the fee collected by the County Auditor to \$5.00 for each endorsement on a document conveying an interest in real property. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor McWhirter moved, seconded by Councillor Nytes, for adoption. Proposal No. 141, 2003 was adopted on the following roll call vote; viz:

20 YEAS: Bainbridge, Borst, Boyd, Bradford, Brents, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Knox, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Tilford

1 NAY: Soards

7 NOT VOTING: Cockrum, Gray, Horseman, Langsford, Massie, Smith, Talley

1 ABSENT: Black

Proposal No. 141, 2003 was retitled GENERAL ORDINANCE NO. 33, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 33, 2003

A GENERAL ORDINANCE amending Section 131-242 of the Revised Code of the Consolidated City of Indianapolis and Marion County, Indiana to increase the fee collected by the Marion County Auditor to Five Dollars (\$5.00) for each endorsement on a document conveying an interest in real property.

WHEREAS, IC 36-2-11-14(a) requires the Marion County Auditor to endorse on each document that partitions or conveys real property "duly entered for taxation subject to final acceptance for transfer," "not taxable," or "duly entered for taxation;" and

WHEREAS, IC 36-2-9-18(d) provides that the City-County Council may authorize a fee, not to exceed Five Dollars (\$5.00), for each such endorsement made by the Auditor; and

WHEREAS, the Auditor is currently authorized to charge a fee of Three Dollars (\$3.00) for each endorsement made by the Auditor pursuant to IC 36-2-9-18(d); and

WHEREAS, the Auditor seeks authorization to charge a fee in the amount of Five Dollars (\$5.00) per such endorsement; now therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY
OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Section 131-242 of the "Revised Code of the Consolidated City and County" be, and is hereby, amended by adding the underlined text and deleting the text stricken through to read as follows:

Sec. 131-242. Auditor's Endorsement Fee.

(a) Pursuant to IC 36-2-9-18(d), the city-county council hereby authorizes the Auditor to charge a fee in the amount of Five Dollars (\$5.00) ~~Three Dollars (\$3.00)~~ for each endorsement made by the Auditor on a document that partitions or conveys real property.

(b) This endorsement fee is to be paid at the time the endorsement is made by the Auditor, and this endorsement fee is in addition to other fees provided by law to be charged by the Auditor.

(c) The Auditor shall deposit all fees received under this section in a dedicated fund for use in maintaining property records.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 150, 151, 152, 156, and 159, 2003 on March 31, 2003. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 150, 2003. The proposal, sponsored by Councillor Dowden, creates a drug testing laboratory fund to support the operation of the Marion County Superior Court drug testing laboratory. PROPOSAL NO. 151, 2003. The proposal, sponsored by Councillors Moriarty Adams and Talley, seeks the adoption of a special resolution approving amendments to the Marion County Sheriff's Department Personnel Retirement Plan. PROPOSAL NO. 152, 2003. The proposal, sponsored by Councillors Moriarty Adams and Talley, seeks the adoption of a special resolution approving a restatement of the Marion County Sheriff's Department Personnel Retirement Plan. PROPOSAL NO. 156, 2003. The proposal, sponsored by Councillor Dowden, approves a transfer of \$3,721 in the 2003 Budget of the Marion County Superior Court (State and Federal Grants Fund) to pay other expenses associated with the Family Court Project. PROPOSAL NO. 159, 2003. The proposal, sponsored by Councillor Dowden, approves a transfer of \$3,464 in the 2003 Budgets of the Marion County Superior Court, Juvenile Division and County Auditor (State and Federal Grants Fund) to pay for supplies and other services and charges for the Juvenile Accountability Block Grant #3. By 9-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Dowden moved, seconded by Councillor Moriarty Adams, for adoption. Proposal Nos. 150, 151, 152, 156, and 159, 2003 were adopted on the following roll call vote; viz:

25 YEAS: Bainbridge, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gray, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Soards, Talley, Tilford

0 NAYS:

3 NOT VOTING: Gibson, Horseman, Smith

1 ABSENT: Black

Proposal No. 150, 2003 was retitled GENERAL ORDINANCE NO. 34, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 34, 2003

PROPOSAL FOR A GENERAL ORDINANCE to amend the "Revised Code" by the addition of a new nonreverting fund to be known as the "drug testing laboratory fund."

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Chapter 135, Article II, Division 4 of the "Revised Code of the Consolidated City and County," regarding Court funds, hereby is amended by the addition of a NEW Section 135-244, to read as follows:

Sec. 135-244. Drug testing laboratory fund.

(a) There is hereby created a special fund to be designated as the "drug testing laboratory fund" in the office of the Marion Superior Court. This fund shall be a continuing, nonreverting fund, with all

balances remaining therein at the end of each year. Such balances shall not lapse into the county general fund, or ever be directly or indirectly diverted in any manner to uses other than those stated in this section.

(b) The fund shall consist of all fees collected by the Marion Superior Court drug testing laboratory which are not required by statute to be deposited in the county general fund or county user fee fund.

(c) The fund shall be administered by the Marion Superior Court, and all funds deposited therein shall be appropriated and used solely for the operation of the Marion Superior Court drug testing laboratory.

SECTION 2. The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 3. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provision or provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 4. This ordinance shall be in effect from and after its passage by the Council and compliance with Ind. Code § 36-3-4-14.

Proposal No. 151, 2003 was retitled SPECIAL RESOLUTION NO. 16, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 16, 2003

A SPECIAL RESOLUTION approving the Fifth Amendment to the Marion County Sheriff's Department Personnel Retirement Plan.

WHEREAS, the Marion County Sheriff's Department Personnel Retirement Plan (hereinafter referred to as "the Plan") was established by the Marion County Sheriff's Department, Indianapolis, Indiana (hereinafter referred to as "Employer"), effective as of January 1, 1963; and as amended by a complete restatement, effective as of January 1, 1989; and as last amended by a Fourth Amendment effective as of the dates therein; and

WHEREAS, by Section 11.01 of the Plan, the Employer reserved the right to amend the Plan; and

WHEREAS, the Employer desires to amend the Plan in certain respects heretofore considered and discussed.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council, pursuant to IC 36-8-10-12, the Marion County Sheriff's Department Personnel Retirement Plan be, and is hereby amended as follows.

SECTION 2. Section 5.01 of the Plan is hereby amended in its entirety, effective January 1, 1989, to read as follows:

Section 5.01. Normal Retirement. The Normal Retirement Date of a Participant is (a) his fifty-fifth (55th) birthday, if his birthday falls on the first day of a month or (b) the first day of the first month following his fifty-fifth (55th) birthday, if his fifty-fifth (55th) birthday falls on a day other than the first day of a month.

SECTION 3. Section 5.02 of the Plan is hereby amended in its entirety, effective January 1, 1989, to read as follows:

Section 5.02. Early Retirement. A Participant with at least ten (10) years of Credited Service may retire any time after his thirtieth (30th) birthday. In the event a Participant elects

to retire early, his Early Retirement Date shall be (a) the day of his actual retirement if he retires as of the first day of a month or (b) the first day of the first month following his actual retirement, if he retires as of a day other than the first day of a month.

SECTION 4. Section 10.02 of the Plan is hereby amended in its entirety, effective January 1, 2001, to read as follows:

"Each Participant shall be required to contribute an amount equal to five and one-quarter percent (5.25%) of his base pay, plus longevity. Money so contributed shall be deducted from each pay check of the Participant and transferred by the Employer to the Trustee to become part of the Trust Fund as described herein. In the event of a Participant's separation from service with the Employer, for whatever reason, such Participant may elect to be paid a lump sum equal to his Net Amount of Contributions. In the event a Participant elects such lump sum payment, there shall be no further liability under the terms of this Plan for such Participant's service occurring prior to such date of separation from service.

"Employee contributions required under this Section may be picked up under Section 414(h) of the Internal Revenue Code of 1986, as amended."

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 152, 2003 was retitled SPECIAL RESOLUTION NO. 17, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 17, 2003

A SPECIAL RESOLUTION approving a restatement of the Marion County Sheriff's Department Personnel Retirement Plan.

WHEREAS, the Marion County Sheriff's Department Personnel Retirement Plan (hereinafter referred to as "the Plan") was established by the Marion County Sheriff's Department, Indianapolis, Indiana (hereinafter referred to as "Employer"), effective as of January 1, 1963; and as amended by a complete restatement, effective as of January 1, 1989; and

WHEREAS, the Employer desires to restate the Plan in its entirety, effective January 1, 2002, as set forth herein.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council, pursuant to IC 36-8-10-12, hereby approves (effective retroactively to January 1, 2002) the restated Marion County Sheriff's Department Personnel Retirement Plan dated February 13, 2003, a copy which is on file with the Clerk of the Council and shall be attached to the official copy of the resolution.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 156, 2003 was retitled FISCAL ORDINANCE NO. 36, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 36, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No.97, 2002) transferring and appropriating an additional Three Thousand Seven Hundred Twenty-one Dollars (\$3,721) in the State and Federal Grants Fund for purposes of the Marion County Superior Court and reducing certain other appropriations for that court.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(j) of the City-County Annual Budget for 2003 be, and is hereby, amended by

the increases and reductions hereinafter stated for purposes of the Marion County Superior Court to pay other expenses associated with the Family Court Project.

SECTION 2. The sum of Three Thousand Seven Hundred Twenty-one Dollars (\$3,721) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>MARION COUNTY SUPERIOR COURT</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services	2,676
3. Other Services and Charges	<u>1,045</u>
TOTAL INCREASE	3,721

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>MARION COUNTY SUPERIOR COURT</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
2. Supplies	2,987
4. Capital Outlay	<u>734</u>
TOTAL DECREASE	3,721

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 159, 2003 was retitled FISCAL ORDINANCE NO. 37, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 37, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No.97, 2002) transferring and appropriating an additional Three Thousand Four Hundred Sixty-four Dollars (\$3,464) in the State and Federal Grants Fund for the purpose of the Marion County Superior Court and reducing certain other appropriations from that court.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.(j) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion County Superior Court to pay for supplies and others services and charges for the Juvenile Accountability Block Grant #3.

SECTION 2. The sum of additional Three Thousand Four Hundred Sixty-four Dollars (\$3,464) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>MARION COUNTY SUPERIOR COURT</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
2. Supplies	481
3. Other Services and Charges	<u>2,983</u>
TOTAL INCREASE	3,464

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>COUNTY AUDITOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services - fringes	2,350

<u>MARION COUNTY SUPERIOR COURT, JUVENILE DIVISION</u>	
1. Personal Services	<u>1,114</u>
TOTAL DECREASE	3,464

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 162, 2003. Councillor Bainbridge reported that the Public Works Committee heard Proposal No. 162, 2003 on April 10, 2003. The proposal, sponsored by Councillors Brents and Nytes, requests a parking meter blackout on May 23, 2003, to encourage veterans and citizens to observe the 500 Festival Memorial Service on Monument Circle. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Bainbridge moved, seconded by Councillor Brents, for adoption.

President Borst said that to avoid the confusion and communication problems regarding this meter blackout last year, he has asked the Clerk to send copies of the resolution and a letter to various affected entities.

Proposal No. 162, 2003 was adopted on the following roll call vote; viz:

26 YEAS: Bainbridge, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Sanders, Schneider, Short, Soards, Talley, Tilford

0 NAYS:

2 NOT VOTING: Nytes, Smith

1 ABSENT: Black

Proposal No. 162, 2003 was retitled GENERAL RESOLUTION NO. 1, 2003, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 1, 2003

A PROPOSAL FOR A GENERAL RESOLUTION to request a parking meter blackout on May 23, 2003, to encourage veterans and citizens to observe the 500 Festival Memorial Service on Monument Circle.

WHEREAS, Memorial Day began as Decoration Day where those who perished during the Civil War were remembered and their graves decorated; and

WHEREAS, later, veterans who gave the supreme sacrifice to preserve freedom in all of America's wars were honored on Memorial Day, a patriotic day which in 1971 became a national holiday; and

WHEREAS, Memorial Day weekend is a special time in Indianapolis with thousands of visitors and exciting events; and

WHEREAS, remembering the bedrock reason for the holiday, the 500 Festival Memorial Service will be held on Monument Circle in downtown Indianapolis on Friday, May 23, 2003 where appropriate homage will be accorded in a public memorial ceremony to these American patriots who gave their lives for our liberties; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council, recognizing the importance of Memorial Day weekend in Indianapolis for local residents, visitors and for its international attention, requests that the Department of Public Works issue a one-day blackout of downtown Indianapolis' parking meters on May 23, 2003, as a token of the City's thanks and gratitude for those patriots who fought and died to keep America free.

SECTION 2. The Department of Public Works shall issue and implement a one-day blackout of downtown Indianapolis' parking meters on May 23, 2003 for the area bounded by St. Clair Street, South Street, East Street, and West Street.

SECTION 3. This resolution shall be in effect upon adoption and compliance with Ind. Code § 36-3-4-14.

PROPOSAL NO. 170, 2003. Councillor Langsford reported that the Metropolitan Development Committee heard Proposal No. 170, 2003 on March 24, 2003. The proposal, sponsored by Councillors Horseman and Langsford, concerns legal establishment of nonconforming uses. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Langsford moved, seconded by Councillor Horseman, for adoption. Proposal No. 170, 2003 was adopted on the following roll call vote; viz:

24 YEAS: Bainbridge, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Frick, Gibson, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Soards, Talley, Tilford

0 NAYS:

4 NOT VOTING: Dowden, Gray, Short, Smith

1 ABSENT: Black

Proposal No. 170, 2003 was retitled COUNCIL RESOLUTION NO. 69, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 69, 2003

A COUNCIL RESOLUTION concerning legal establishment of nonconforming residential dwellings.

WHEREAS, several years ago the Metropolitan Development Commission and the Council adopted an ordinance providing for the Legal Establishment of Nonconforming Uses ("LNCU") provision in the dwelling zoning districts; and

WHEREAS, Sec. 731-200(9)(a) of the Code of Indianapolis and Marion County establishes that – subject to various conditions – a dwelling that has been in continuous use from 1969 through today could apply for a certificate making such nonconforming use legal; and

WHEREAS, Sec. 731-200(9)(c)(i)-(iv) provides that Sec. 731-200(9)(a) "shall [n]ot apply to a property if written records of the:

- i. Health and Hospital Corporation of Marion County;
- ii. Fire department having jurisdiction over the property;
- iii. Local law enforcement agency or agencies having jurisdiction over the property; or
- iv. Indiana Department of Environmental Management or Department of Natural Resources;

for the twenty-four month period prior to October 1, 1996, reflect that there has been a significant violation of laws pertaining to public health or safety or ordinances affecting real property, including those contained in IC 34-1-52-1 through 34-1-52-4 (Codification of Common Law Nuisance) for activities occurring on the property or the condition of the property.

WHEREAS, from all indications the ordinance has worked well, but the fixed period of two years prior to October 1, 1996 appears to be unrelated to a current application for an LNCU ; and

WHEREAS, if the property has a sloven owner with numerous police runs or Health & Hospital Corporation citations during the twenty-four month period prior to October 1, 1996, the nonconforming use on the property cannot be made legal, even if a subsequent, responsible potential property owner would like to acquire the property to fix it up and become a welcome neighbor; and

WHEREAS, conversely, if an exemplary neighbor owned the property during that two year period prior to 1996 and the property is later sold to an irresponsible person who fails to maintain the property and receives numerous citations, the neighborhood cannot challenge the nonconforming use based upon the problems with repeated citations; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. In our continuing efforts to improve neighborhoods, the Indianapolis City-County Council urges the Metropolitan Development Commission to reexamine Chapter 731-200, Legal Establishment of Nonconforming Uses, and to amend it so as to abolish the two year period prior to 1996 and instead reference the two year period prior to the date of application for the LNCU.

SECTION 2. The Council appreciates all of the study and work in the 1990's in support of this ordinance, and now it believes that this minor amendment would be most helpful to property owners and the neighborhoods.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 183, 2003. Councillor Bainbridge reported that the Public Works Committee heard Proposal No. 183, 2003 on April 10, 2003. The proposal, sponsored by Councillors Bainbridge and Moriarty Adams, authorizes persons other than city employees to enforce ordinances regarding environmental public nuisances. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Bainbridge moved, seconded by Councillor Moriarty Adams, for adoption.

Councillor Soards asked who will be the other persons authorized. Bruce Baird, Department of Public Works, said that those authorized would only be personnel from Health and Hospital Corporation, the Department of Metropolitan Development, and the Department of Public Works.

Proposal No. 183, 2003 was adopted on the following roll call vote; viz:

26 YEAS: Bainbridge, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Soards, Talley, Tilford

0 NAYS:

2 NOT VOTING: Dowden, Smith

1 ABSENT: Black

Proposal No. 183, 2003 was retitled GENERAL ORDINANCE NO. 35, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 35, 2003

PROPOSAL FOR A GENERAL ORDINANCE to amend the "Revised Code" to allow the director of the department of public works to authorize persons other than city employees to enforce ordinances regarding environmental public nuisances.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Section 575-2 of the "Revised Code of the Consolidated City and County," regarding definitions of terms in Chapter 575, hereby is amended by the deletion of the language which is stricken-through, and by the addition of the language which is underscored, to read as follows:

Sec. 575-2. Definitions.

For the purpose of this chapter, the following terms shall have the following meanings. The word "shall" is always mandatory and not merely directory.

- (1) *Authorized ~~employee~~ individual* means ~~an employee~~ a designee of the director of the department of public works.
- (2) *City* means the Consolidated City of Indianapolis and Marion County.
- (3) *Environmental public nuisance* means:

- a. Vegetation on private or governmental property which is abandoned, neglected, disregarded or not cut, mown, or otherwise removed and which has attained a height of twelve (12) inches or more;
 - b. Vegetation, trees or woody growth on private property which, due to its proximity to any governmental property, right-of-way or easement, interferes with the public safety or lawful use of the governmental property, right-of-way or easement or which has been allowed to become a health or safety hazard;
 - c. A drainage or stormwater management facility as defined in Chapter 561 of this Code on private or governmental property, which facility has not been maintained as required by that chapter;
 - d. Property which has accumulated litter or waste products, unless specifically authorized under existing laws and regulations, or which has otherwise been allowed to become a health or safety hazard.
- (4) *Excluded property* means:
- a. Cultivated land in commercial, domestic, agricultural or horticultural use;
 - b. An existing natural or developed forest which does not create a health or safety hazard;
 - c. Vacant, open lands, fields or wooded areas more than one hundred fifty (150) feet from occupied property;
 - d. A nature habitat area more than one hundred fifty (150) feet from an occupied structure on adjacent property and determined by state and/or local governmental health authorities not to be a health or safety hazard; or
 - e. A wetland area designated by the United States Department of Interior Fish and Wildlife Division on a National Wetlands Inventory Map and/or determined to be a wetland area by the Marion County Soil and Conservation Service and/or the Department of Public Works, Drainage Division.
- (5) *Governmental property* means real estate which is owned, leased, controlled or occupied by the United States, the State of Indiana, or any political subdivision thereof.
- (6) *Equipment* means such equipment as trucks, tractors, bulldozers, and similar motor vehicles and hand-operated equipment such as weed trimmers and similar equipment.
- (7) *Occupant* means the person, firm, partnership, association, corporation, business trust, joint stock company, unincorporated organization, religious or charitable organization, or entity who is from time to time in possession or exercising dominion and control over the real estate or any house or other structure located thereon. Occupant shall include any lessee of the property.
- (8) *Owner* means the record owner or owners as reflected by the most current records in the township assessor's office of the township in which the real estate is located.
- (9) *Private property* means all real estate within the city except governmental property.
- (10) *Recipient* means the owner or occupant to whom notice of violation has been directed.
- (11) *Repeat violation* occurs upon a recipient's second failure to abate a similar environmental public nuisance for the same property within eighteen (18) months of the date of notice of the most recent violation. A failure to abate occurs after the department has issued a notice of violation described in section 575-5(b) and the time for compliance set forth in the notice has expired. A repeat violation does not occur when multiple violations of section 575-2(3)d. are alleged and:
- a. The recipient can demonstrate that illegal dumping was the cause of the underlying violations; and
 - b. The owner or occupant has made a reasonable effort to prevent illegal dumping from recurring.

SECTION 2. Section 575-5 of the "Revised Code of the Consolidated City and County," regarding procedures for a determination of violation, and issuance of a notice of a violation, of Chapter 575, hereby is amended by the deletion of the language which is stricken-through, and by the addition of the language which is underscored, to read as follows:

Sec. 575-5. Determination of violation; notice of violation.

(a) Any department of the city which receives a complaint regarding an environmental public nuisance on any property within the city shall forward that complaint to the department of public works, ~~where it shall be assigned which shall make a record of, and assign~~ a case number ~~and entered in a to, such~~ complaint log book. An authorized ~~employee~~ individual shall visually inspect the property in question. If the authorized ~~employee~~ individual determines that a violation exists, the department shall issue a notice of violation to the owner and, in the department's sole discretion, to the occupant.

(b) Notice of violation shall be issued either by personal service or by first class United States mail, postage prepaid. Such notice shall state the nature of the alleged environmental public nuisance and the action deemed necessary to correct the condition, and shall fix a date not sooner than ten (10) days from the date of the notice when the property will be reinspected. The notice shall inform the recipient that, if the condition is not corrected upon reinspection, the city has the right to enter on the property to abate or correct the condition and bill the recipient for costs incurred in so doing and/or to file a court action against the recipient for ordinance violation. A notice to the occupant at the real estate or to the owner at the address to which property tax statements are sent as these addresses are shown by the most current records in the township assessor's office of the township in which the real estate is located shall be sufficient notice under this subsection.

SECTION 3. Sections 575-7 and 575-8 of the "Revised Code of the Consolidated City and County," regarding procedures for the city to abate environmental public nuisances and the costs therefor, and further regarding court or administrative adjudication, hereby are amended by the deletion of the language which is stricken-through, and by the addition of the language which is underscored, to read as follows:

Sec. 575-7. Failure to abate after notice; abatement by city.

(a) *Abatement by city.* If, upon reinspection, it is determined by the authorized ~~employee~~ individual that abatement has not occurred, then the director of the department of public works, or his designee, may enter upon the premises and abate the environmental public nuisance. The recipient shall be liable for the costs of abatement. After abatement is completed, the department of public works shall, either by personal service or first class United States mail, postage prepaid, send the recipient a bill for the costs of abatement.

(b) *Responsibility of occupant or owner for costs of abatement.*

(1) *Abatement costs.* As reimbursement to the department of public works for its costs, the recipient shall, within ten (10) days of the date of the bill, pay to the department of public works of the city the following fees and charges:

- a. The following administrative fees for such administrative tasks as inspecting the property to determine compliance, determining ownership and preparing and mailing notices:

Administrative fees . . .	\$140.00
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- b. The following labor fees per person, per hour, or fraction thereof, for labor necessary to abate an environmental nuisance:

Laborer . . .	\$24.84
Truck driver . . .	25.60
Equipment operator . . .	27.15
Heavy equipment operator . . .	28.32
Crew leader . . .	29.70

- c. The following equipment fees per machine, per hour, or fraction thereof, for the use of each piece of equipment necessary to abate an environmental nuisance:

Pickup truck . . .	\$ 4.75
Tractor/bush hog . . .	9.25
Boom truck . . .	17.70
Backhoe . . .	16.90
Dump truck (single axle) . . .	19.40
Dump truck (tandem axle) . . .	21.25
Packer . . .	19.75
Excavator . . .	31.60
Dozer (small) . . .	20.25
Dozer (large) . . .	30.00
Loader . . .	21.00
Bobcat or equivalent . . .	15.00

- d. Any disposal fees actually incurred to dispose of litter and waste products removed;
- e. Any other reasonable fees actually incurred in abating an environmental nuisance;
- f. Administrative, labor and equipment fees may be changed by regulation of the board of public works as necessary to assure that such fees are adequate to reimburse the department.

(2) *Hearing.* A recipient may request in writing an informal hearing before the director of the department of public works, or his designee, to dispute the existence of a violation and/or the accuracy of all or part of the costs of abatement billed. Upon receipt of a hearing request, the department shall not take abatement action until after the director or his designee notifies the recipient of his decision. After such hearing, the director of the department of public works, or his designee, shall determine the existence of a violation and/or the accuracy of all or part of the abatement costs billed and shall notify the recipient of any amounts due to the department. The decision of the director, or his designee, shall be final.

(3) *Unpaid costs become lien upon affected property; perfecting of lien.* Upon the failure of the owner who was sent a notice of violation and bill to pay the appropriate fees and charges within the ten-day time period, the department of public works of the city shall have a lien upon the property on which the environmental public nuisance was abated for the amount billed in accordance with the fee schedule listed above. In addition, there will be a ten-dollar charge for services necessary in order to perfect such lien. Such liens may be perfected in the following manner:

- a. By the adoption by the board of public works at any regular or special meeting thereof of an assessment resolution, which shall give the name of the owner or owners, a description of the property on which the environmental public nuisance was abated, and the amount of the charges being assessed; and
- b. The certification of such assessment resolution to the auditor of Marion County, who by special assessment shall cause the amount thereof to be placed on a tax duplicate for the property on which the environmental public nuisance was abated for collection as in the nature of a real property tax;
- c. Upon receipt of a written verified request from the purchaser, the department shall release liens perfected after the recorded date of conveyance of the property. The request must state that the purchaser was not an owner or occupant of the property at the time of the notice of violation, had no knowledge of the notice of violation and has not been paid by the seller for the costs of abatement billed.

- (4) *Civil action to recover costs of abatement.* Upon the failure of the recipient who was sent the notice of violation and bill to pay the appropriate fees and charges within the ten-day period, the department of public works may bring a civil action in court against such recipient to recover the amount billed, plus reasonable attorney's fees.

Sec. 575-8. Failure to abate after notice; court action or administrative adjudication for ordinance violation; court action or administrative adjudication for repeat violation.

(a) In addition to or in lieu of the foregoing, if, upon reinspection, it is determined by the authorized ~~employee~~ individual that abatement has not occurred, the department of public works may initiate a civil court action or administrative adjudication for ordinance violation against the recipient. A court action shall be initiated by submitting a written request to the corporation counsel to file a complaint of ordinance violation and/or to enjoin any environmental public nuisance.

(b) Regardless of whether later abatement by the recipient has occurred, the department of public works may initiate an administrative adjudication or a civil court action for a repeat violation.

SECTION 4. The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 5. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provision or provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 6. This ordinance shall be in effect from and after its passage by the Council and compliance with Ind. Code § 36-3-4-14.

ANNOUNCEMENTS AND ADJOURNMENT

The President said that the docketed agenda for this meeting of the Council having been completed, the Chair would entertain motions for adjournment.

Councillor Boyd stated that he had been asked to offer the following motion for adjournment by:

- (1) Councillor Talley in memory of John H. Jackson; and
- (2) Councillors Horseman, Nytes, Sanders, and Conley in memory of Rev. Howard Warren; and
- (3) Councillor Soards in memory of Nick Tursi; and
- (4) Councillors Langsford and Gray in memory of John Sims and David Harper; and
- (5) Councillors Borst, Dowden, and Moriarty Adams in memory of Lt. Col. Purnell "Jack" Spriggs; and
- (6) Councillor Short in memory of Sam Jones; and
- (7) Councillor Horseman in memory of Alejandra Martinez.

Councillor Boyd moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of John H. Jackson, Rev. Howard Warren, Nick Tursi, John Sims, David Harper, Lt. Col. Purnell "Jack" Spriggs, Sam Jones, and Alejandra Martinez. He respectfully asked the support of fellow Councillors. He further requested that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the families advising of this action.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 9:14 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 14th day of April, 2003.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

Philip C. Brubaker

President

ATTEST:

Suzanne Hart

Clerk of the Council

(SEAL)

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA
REGULAR MEETINGS**

MONDAY, APRIL 28, 2003

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:04 p.m. on Monday, April 28, 2003, with President Borst presiding.

Councillor Boyd wished Councillor Black, who is still in the hospital, a speedy recovery. He led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

President Borst instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

27 PRESENT: Bainbridge, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford
2 ABSENT: Black, Massie

A quorum of twenty-seven members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor McWhirter recognized Wayne Township Board member and City-County Council candidate, Earl Salisbury. Councillor Nytes introduced Library Board member Madge Ingalls. Councillor Gray recognized Tom Hanify, president of the Local 416 Firefighters Union, and Indianapolis Fire Department firefighters Mike Reed and Steve Echols. Councillor Horseman introduced City-County Council candidate, Greg Bose.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

Journal of the City-County Council

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA

Ladies And Gentlemen :

You are hereby notified the REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, April 28, 2003, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Philip C. Borst, D.V.M.
President, City-County Council

April 15, 2003

TO PRESIDENT BORST AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the *Court & Commercial Record* on Wednesday, April 16, 2003, and in the *Indianapolis Star* on Thursday, April 17, 2003, a copy of a Notice of Public Hearing on Proposal Nos. 142, 143, 188-190, 192-197, and 205-211, 2003, said hearing to be held on Monday, April 28, 2003, at 7:00 p.m. in the City-County Building.

Respectfully,
s/Suellen Hart
Clerk of the City-County Council

April 25, 2003

TO PRESIDENT BORST AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have approved with my signature and delivered this day to the Clerk of the City-County Council, Suellen Hart, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 22, 2003 - approves an increase of \$1,767,984 in the 2003 Budget of the Office of Family and Children (Family and Children Fund) to pay 2002 bills carried over to 2003, funded by Federal IV-E Reimbursements

FISCAL ORDINANCE NO. 23, 2003 - approves an increase of \$20,000 in the 2003 Budgets of the County Auditor and the Cooperative Extension Service (County Grants Fund) for funding of the CARe (Communities Against Rape) Educational Programs for the period of one year (March 2003 through March 2004), funded by a grant from the Endowment Outreach Committee and the Vestry of St. Paul's Episcopal Church

FISCAL ORDINANCE NO. 24, 2003 - approves an increase of \$1,398,249 in the 2003 Budget of the County Sheriff (County General Fund) to fund 98 additional jail beds at the Corrections Corporation of America (CCA) facility for 2003, funded by the Memorandum of Understanding between the City of Indianapolis, County Auditor, County Sheriff, and the Corrections Corporation of America

FISCAL ORDINANCE NO. 25, 2003 - approves a transfer of \$315,000 and increase of \$2,775,770 in the 2003 Budget of the Department of Metropolitan Development (Non-Lapsing State Grants, Non-Lapsing Federal Grants, Consolidated County, Federal Grants, and Redevelopment General Funds) to provide affordable and supportive housing opportunities, community development, brownfield assessment and remediation, and economic development initiatives, financed by state and federal grants, fund balances, and a transfer of funds

FISCAL ORDINANCE NO. 26, 2003 - approves an appropriation of \$7,620,142 in the 2003 Budget of the Department of Parks and Recreation, (Park General Fund) to pay for design and construction of several capital projects, financed by a grant from the Lilly Endowment

FISCAL ORDINANCE NO. 27, 2003 - approves an increase of \$365,000 in the 2003 Budget of the Department of Parks and Recreation (City Cumulative Capital Improvement Fund) to make improvements to several parks, financed by fund balances

FISCAL ORDINANCE NO. 28, 2003 - approves an appropriation of \$95,000 in the 2003 Budget of the Department of Parks and Recreation (Park General Fund) to contract four Hub Naturalists to partner with the Park Rangers and recreational staff, and also with the Environmental Education program staff to increase

April 28, 2003

education and environmental appreciation throughout the county, financed by a grant from the Nina Mason Pulliam Charitable Trust

FISCAL ORDINANCE NO. 29, 2003 - approves an increase of \$110,000 in the 2003 Budget of the Department of Parks and Recreation (Federal Grants Fund) to continue the Summer Lunch Program, financed by a federal grant

FISCAL ORDINANCE NO. 34, 2003 - approves an increase of \$1,807,000 in the 2003 Budget of the Department of Public Works, Engineering Division (Transportation General Fund) to make various street improvements associated with I65/I70 in the downtown area (HyperFix Project), funded by INDOT (Indiana Department of Transportation)

FISCAL ORDINANCE NO. 35, 2003 - approves an appropriation of \$31,766 in the 2003 Budget of the Department of Public Works, Policy and Planning Division (Non-Lapsing State Grants Fund) to enhance the Hazardous Household Waste Program by including collection and disposal of mercury-containing devices such as fluorescent light bulbs and thermometers from area homes, financed by a grant from IDEM (Indiana Department of Environmental Management)

GENERAL ORDINANCE NO. 32, 2003 - amends the Code to make up any pay difference for Guard and Reserve City and County employees who are called up for active military duty

GENERAL ORDINANCE NO. 33, 2003 - amends Sec. 131-242 of the Revised Code to increase the fee collected by the County Auditor to \$5.00 for each endorsement on a document conveying an interest in real property

GENERAL ORDINANCE NO. 34, 2003 - creates a drug testing laboratory fund to support the operation of the Marion County Superior Court drug testing laboratory

GENERAL ORDINANCE NO. 35, 2003 - authorizes persons other than city employees to enforce ordinances regarding environmental public nuisances

SPECIAL ORDINANCE NO. 2, 2003 - a final resolution for Canal Square Associates, L.L.P. in an amount not to exceed \$11,905,000 which consists of refinancing the acquisition, construction and equipping of an existing 275-unit multifamily residential facility located on approximately 3.1 acres of land located at 402 West New York Street (District 16)

GENERAL RESOLUTION NO. 1, 2003 - requests a parking meter blackout on May 23, 2003, to encourage veterans and citizens to observe the 500 Festival Memorial Service on Monument Circle

SPECIAL RESOLUTION NO. 9, 2003 - recognizes the dedicated public service of Alfred (Al) Polin for serving two terms on the Citizens Police Complaint Board

SPECIAL RESOLUTION NO. 10, 2003 - recognizes the dedicated public service of Bruce Laetsch for serving two terms on the Citizens Police Complaint Board

SPECIAL RESOLUTION NO. 11, 2003 - recognizes the dedicated public service of Waldine Anderson for serving two terms on the Citizens Police Complaint Board

SPECIAL RESOLUTION NO. 12, 2003 - recognizes Kim Boyd and the Helping Others Prosper Economically (H.O.P.E.) Team

SPECIAL RESOLUTION NO. 13, 2003 - recognizes Indianapolis Power & Light Company's "National Emergency Response Award for 2002"

SPECIAL RESOLUTION NO. 14, 2003 - recognizes the Indianapolis Mapping and Geographic Infrastructure System (IMAGIS) for winning three awards at the State GIS Conference

SPECIAL RESOLUTION NO. 15, 2003 - congratulates the IUPUI Jaguars for their first trip to the NCAA Basketball Tournament

SPECIAL RESOLUTION NO. 16, 2003 - seeks the adoption of a special resolution approving amendments to the Marion County Sheriff's Department Personnel Retirement Plan

SPECIAL RESOLUTION NO. 17, 2003 - seeks the adoption of a special resolution approving a restatement of the Marion County Sheriff's Department Personnel Retirement Plan

Respectfully,
s/Bart Peterson, Mayor

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed.

Councillor Horseman asked for consent to add another Council Resolution to the agenda following Proposal No. 250, 2003. She said that she had the paperwork in to the office in time, but there was miscommunication about its introduction. Consent was given to add Proposal No. 260, 2003 to the agenda for consideration. Without further objection, the agenda was adopted.

APPROVAL OF THE JOURNAL

The President called for additions or corrections to the Journal of April 14, 2003. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS

PROPOSAL NO. 245, 2003. The proposal, sponsored by Councillor Dowden, recognizes the May 1, 2003, National Day of Prayer. Councillor Dowden read the proposal and moved for its adoption. Councillor Schneider seconded the motion, and Proposal No. 245, 2003 was adopted by a unanimous voice vote.

Proposal No. 245, 2003 was retitled COUNCIL RESOLUTION NO. 70, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 70, 2003

A COUNCIL RESOLUTION recognizing the *May 1, 2003, National Day of Prayer*.

WHEREAS, throughout the history of America, our people have offered prayers of thanksgiving for our God-given rights and the blessings which we enjoy, as well as prayers for guidance, comfort, and protection; and

WHEREAS, in times of joy and times of peril, our Presidents, from George Washington to George W. Bush have called upon Americans to pray to our Creator; and

WHEREAS, observance of a National Day of Prayer was first declared by the Continental Congress in 1775; and

WHEREAS, the United States Congress in 1952 and again in 1988 reconfirmed this observance by proclaiming the first Thursday of May of each year as a National Day of Prayer; and

WHEREAS, the 34th verse of Proverbs 14, "Righteousness exalts a nation, but sin is a disgrace to any people," has been adopted as the theme for this 52nd National Day of Prayer on Thursday, May 1, 2003; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council encourages our citizens to observe this day individually, as families, and as a community by joining their fellow citizens in praying for God's continuing guidance, comfort and protection of our Nation.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 247, 2003. The proposal, sponsored by Councillors Tilford and Langsford, recognizes the April 12, 2003 Warren Pride Community Cleanup Day. Councillor Tilford read the proposal and presented representatives with copies of the document and Council pins. John Sweezy, Jr., president of the Warren Township Development Association, and Ruth Ann Walker,

organizer of the event, thanked the Council for the honor and recognized many businesses and individuals that helped make the day a success. Councillors Langsford and Moriarty Adams commended the crews for their hard work and said that they were glad to be a part of the event. Councillor Tilford moved, seconded by Councillor Moriarty Adams, for adoption. Proposal No. 247, 2003 was adopted by a unanimous voice vote.

Proposal No. 247, 2003 was retitled SPECIAL RESOLUTION NO. 19, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 19, 2003

A SPECIAL RESOLUTION recognizing the April 12, 2003 Warren Pride Community Cleanup Day

WHEREAS, three years ago the Warren Township Development Association was told that the general cleanliness of an area is an important ingredient for economic development, so within five weeks they organized the first Warren Pride Cleanup Day that bagged five tons of trash; and

WHEREAS, three years later, on April 12, 2003, the spring cleanup has grown to 7,800 citizens who in three hours used 8,500 large trash bags equaling 18 tons of debris, and city Department of Public Works trash truck crews were kept busy; and

WHEREAS, partnering with Keep Indianapolis Beautiful, Inc., this year's cleanup attracted area businesses, school groups, many scout groups, churches, the Warren Township Fire Department, and equally important just individuals and families who all pitched in to try to help make Warren Township a debris-free zone; and

WHEREAS, CVS/Pharmacy Indianapolis Distribution Center again this year offered a generous quantity of supplies and the largest business contingent of cleanup day participants who actively demonstrated their community spirit because Warren Township is where they work and where many of them live; and

WHEREAS, during the day 33 cases of soft drinks and 26 cases of bottled water were consumed, and for lunch 229 large pizzas were served; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes the many eastside residents and businesses who gave part of a Saturday to help clean up the streets, roads, vacant lots, business frontages, state highway intersections and creeks of Warren Township -- an event that has grown in only three years to become the largest citizen participant cleanup program in Marion County.

SECTION 2. The Council commends this huge grass roots cleanup organized by the Warren Township Development Association, and thanks the Association's President John Sweezy, Jr., Warren Pride Cleanup Director Ruth Ann Walker, and most importantly each individual person who helped make Warren Township a little more clean, attractive and safe.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 248, 2003. The proposal, sponsored by Councillor Bradford, recognizes the Class 3A State Basketball Champion Bishop Chatard Trojans. Councillor Bradford read the proposal and presented representatives with copies of the document and Council pins. Coach Dan Archer thanked the Council for the recognition. Councillor Bradford moved, seconded by Councillor Tilford, for adoption. Proposal No. 248, 2003 was adopted by a unanimous voice vote.

Proposal No. 248, 2003 was retitled SPECIAL RESOLUTION NO. 20, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 20, 2003

A SPECIAL RESOLUTION recognizing the Class 3A State Basketball Champion Bishop Chatard Trojans.

WHEREAS, Bishop Chatard High School had never sent a boys basketball team to the Indiana High School Athletic Association's State Finals, but at the end of the 2003 season, the Trojans were ranked second in the state in their school size division; and

WHEREAS, during the Championship game on Saturday night, March 29, 2003, the royal blue and white young men played well together as a team, and considering that eight of the twelve players came from Chatard's state champion football team this season, Coach Dan Archer had reason to be optimistic; and

WHEREAS, at the final buzzer, Chatard had 78 points on the scoreboard to opponent Fort Wayne Elmhurst's 44 points, earning Chatard its first-ever boys basketball state trophy; and

WHEREAS, they became only the second high school in Indiana history to win football and basketball state titles in the same academic year; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and congratulates the Class 3A State Champion Bishop Chatard boys basketball team.

SECTION 2. The Council applauds Trojan Coach Dan Archer, the school fans, staff, administration, parents and grandparents, and most importantly the 22-2 season record team members who experienced a very sweet thrill of victory that Saturday night..

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Bradford asked for consent to also vote on Proposal No. 620, 2002 this evening. He said that this is a Special Resolution recognizing the same school and many of the same players who are here this evening, who also play football. Consent was given.

PROPOSAL NO. 620, 2002. The proposal, sponsored by Councillor Bradford, recognizes the Bishop Chatard High School state football champions. Councillor Bradford read the proposal and moved for its adoption. Councillor Soards seconded the motion, and Proposal No. 620, 2002 was adopted by a unanimous voice vote.

Proposal No. 620, 2002 was retitled SPECIAL RESOLUTION NO. 23, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 23, 2003

A SPECIAL RESOLUTION recognizing the Bishop Chatard High School State football champions.

WHEREAS, the weather outside was miserably cold on Saturday November 30th, but inside, on the playing field the Bishop Chatard High School Trojan football team was red hot; and

WHEREAS, on that day the mighty Trojans won their Indiana High School Athletic Association's second annual Class 3A state championship title in a row, beating Andrean High School decisively 31-12; and

WHEREAS, the boys in the royal blue and white colored Chatard uniforms knew that they faced a tough opponent across the line, but an early touchdown helped dampen the spirits of an enthusiastic

Andrean crowd and team, and for the rest of the game, good solid fundamental football sealed the outcome of the sporting contest; and

WHEREAS, this game was the sixth state championship for the Trojans, adding to state wins in 1983, 1984, 1997, 1998, 2001, and now 2002; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and congratulates Bishop Chatard for winning its sixth state football championship title.

SECTION 2. The Council commends Chatard Coach Tom Dilley, the Chatard winning team members who trained hard and made sacrifices for years leading up to a game like this, the supportive parents and grandparents, school classmates, Chatard teachers and administrators, and the many Chatard fans who all helped make this victory possible.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 249, 2003. The proposal, sponsored by Councillor Coughenour, recognizes the Beech Grove High School's first girls Class 3A state championship title. Councillor Coughenour read the proposal and presented representatives with copies of the document and Council pins. Coach Dawn McNew and 2003 Indiana Miss Basketball, Katie Geraldts, thanked the Council for the recognition. Councillor Coughenour moved, seconded by Councillor Sanders, for adoption. Proposal No. 249, 2003 was adopted by a unanimous voice vote.

Proposal No. 249, 2003 was retitled SPECIAL RESOLUTION NO. 21, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 21, 2003

A SPECIAL RESOLUTION recognizing the Beech Grove High School's first girls Class 3A state championship title.

WHEREAS, prior to Saturday, March 8, 2003, the Beech Grove High School girls had only seen a girls basketball state championship trophy with some other school's name engraved upon it; and

WHEREAS, but since the state title game that night when Beech Grove defeated South Bend St. Joseph's 63-45, the thrill of victory has raised this southeastern Indianapolis city's spirits knowing that their girls team is now the reigning champs; and

WHEREAS, it takes a whole team to be a state champion, no one player can do it alone, but during the title game Beech Grove's senior Purdue-bound Katie Gearlds scored a championship game record 33 points, grabbed 12 rebounds and blocked four shots for the Hornets; and

WHEREAS, this is the team that people in Beech Grove will talk about for many years to come; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and congratulates the 2003 Class 3A State Champion Beech Grove girls basketball team.

SECTION 2. The Council applauds Hornet girls coach Dawn McNew, the supportive fans at school, staff, administration, proud parents and grandparents, and most importantly the state champion team members who will never forget that historic Saturday night when some high school girls did a very good job of putting Beech Grove in the record books.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 250, 2003. The proposal, sponsored by Councillor Sanders, recognizes Workers Memorial Day being celebrated today, April 28, 2003. Councillor Sanders read the proposal and moved for its adoption. Councillor Horseman seconded the motion, and Proposal No. 250, 2003 was adopted by a unanimous voice vote.

Proposal No. 250, 2003 was retitled SPECIAL RESOLUTION NO. 22, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 22, 2003

A SPECIAL RESOLUTION recognizing Workers Memorial Day being celebrated today, April 28, 2003.

WHEREAS, Workers Memorial Day was established on April 28, 1989; and

WHEREAS, on that day in 1995, the State of Indiana dedicated a memorial statute at West Street and Government Drive to honor all those workers in the State of Indiana who had lost their lives on the job; and

WHEREAS, each year tens of thousands of American workers, including many in our own community, are killed, permanently disabled, injured and made ill by workplace injuries and occupational diseases; and

WHEREAS, this year, a more somber note is added as we mourn the loss of the young men and women who have sacrificed their lives while on active duty on foreign soil; and

WHEREAS, concerned Americans are determined to prevent these tragedies by:

- Observing Workers Memorial Day on April 28 as a day to remember these victims of workplace injuries;
- Renewing efforts to seek stronger safety and health protections, better standards of enforcement and fair and just compensation; and by
- Rededicating ourselves to improving safety and health in every American workplace; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council joins with others throughout the nation to acknowledge those workers who have given their lives and limbs in the name of commerce and industry, and further, that we commit to the adage made famous by Mary Harris "Mother" Jones which reads, "Pray for the dead and fight for the living."

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 260, 2003. The proposal, sponsored by Councillor Horseman, recognizes this year's Cinco de Mayo Celebration on Sunday, May 4th. Councillor Horseman read the proposal, and presented representatives with copies of the document and Council pins. Dolci Aguilera, organizer of the event, thanked the Council for the recognition, and urged members to attend the celebration. Councillor Horseman moved, seconded by Councillor McWhirter, for adoption. Proposal No. 260, 2003 was adopted by a unanimous voice vote.

Proposal No. 260, 2003 was retitled COUNCIL RESOLUTION NO. 71, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 71, 2003

A COUNCIL RESOLUTION recognizing this year's Cinco de Mayo Celebration on Sunday, May 4th.

WHEREAS, Mexican Consul Sergio Aguilera is pleased to announce this year's Cinco de Mayo Celebration during the afternoon and evening of Sunday, May 4th at the downtown American Legion Mall and Veteran's Plaza; and

WHEREAS, Cinco de Mayo remembers the victory of Mexicans over the French at the Battle of Puebla during the time of the American Civil War and as the Battle Puebla came to represent a symbol of Mexican unity and patriotism against European intervention; and

WHEREAS, the public is welcome to attend the Sunday, May 4th celebration which will focus upon culture, education, health, sports and entertainment for the whole family, and will feature live music from Mexico, Mexican dances, the sale of Mexican arts and crafts, information on how to obtain records from Mexico, the launch of a scholarship fund for Hispanic children, and many fun activities for all ages; and

WHEREAS, sponsors include the Mayor's Office, Fiesta Indianapolis, La Ola Latin American newspaper, Indianapolis-Marion County Public Library, Mexican Alliance, Club Atolinga de Zacatecas, Hispanic Center, Association of Mexican Women, Information and Referral Network, Indiana Latino Institute and Restaurant El Sol de Tala; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes this year's Cinco de Mayo Celebration on Sunday afternoon and evening, May 4th, 2003.

SECTION 2. The Council encourages all citizens to attend this exciting action-filled celebration in Downtown Indianapolis.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 232, 2003. Introduced by Councillor Langsford. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which is an inducement resolution for Arbors at Arlington Apartments Project in an amount not to exceed \$12,000,000 which consists of the construction of a 176-unit multifamily residential facility on approximately 22 acres of land located at Southeastern Avenue immediately west of I-465 (District 13)"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 233, 2003. Introduced by Councillor Langsford. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which is an inducement resolution for Lynhurst Apartments Project in an amount not to exceed \$11,000,000 which consists of the acquisition, construction and equipping of a 212-unit apartment complex on an approximately 24.242 acre parcel of real estate located at 3400 South Lynhurst Drive (District 19)"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 234, 2003. Introduced by Councillors Dowden, Moriarty Adams, and Talley. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$47,255 in the 2003 Budgets of the County Auditor and the County Sheriff (County Grants Fund) to pay one officer to transport prisoners from Marion County Lock-Up for screening and treatment for sexually transmitted diseases, funded by a grant from Health and Hospital Corporation and Marion County Health Department"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 235, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$54,000 in the 2003 Budgets of the County Auditor and the Marion County Justice Agency (State and Federal Grants Fund) to pay the salary of a coordinator and newsletter expenses for the Indianapolis Violence Reduction Partnership, funded by a state grant (Indianapolis Violence Reduction Partnership Grant) (The local match of \$18,000 is funded by existing appropriations in the County Auditor and Marion County Justice Agency budgets.); and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 236, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$149,912 in the 2003 Budgets of the County Auditor and the Marion County Justice Agency (State and Federal Grants Fund) to appropriate funds for the salary of a Project Safe Neighborhoods Researcher, other contractual work, and travel expenses, funded by a federal grant (Project Safe Neighborhoods Research Partner/Crime Analyst Grant)"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 237, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$445,100 in the 2003 Budgets of the County Auditor and the Marion County Justice Agency (State and Federal Grants Fund) to appropriate funds for the salaries and fringes for Metro Drug Task Force employees, funded by a state grant (Metro Drug Task Force Grant) (The local match of \$564,601 is funded by Indianapolis Police Department (\$513,776) and the County Sheriff (\$50,825)."; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 238, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves a transfer of \$137,500 in the 2003 Budgets of the County Auditor and the Marion County Justice Agency (Drug Free Community Fund) to pay the salaries of employees in the Marion Superior Court, Prosecuting Attorney, and Marion County Justice Agency, per grant awards"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 239, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$110,000 in the 2003 Budget of the Marion Superior Court, Juvenile Division (Juvenile Probation Fund) to increase funding for juvenile probation, funded by the increase of revenue generated by the Court"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 240, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves a transfer of \$30,000 to the 2003 Budget of the County Auditor from the Marion Superior Court, Juvenile Division (County General Fund) to pay fringe benefits"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 242, 2003. Introduced by Councillor Bradford. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which requests an increase in funds for the Forensic Services Agency to be able to conduct DNA tests more rapidly"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 243, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Dennis Nicholas to the Indianapolis-Marion County Forensic Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 244, 2003. Introduced by Councillor Cockrum. The Clerk read the proposal entitled: "A Proposal for a General Resolution which approves certain public purpose grants totaling \$1,625,000 for the support of the arts"; and the President referred it to the Parks and Recreation Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 251, 2003 and PROPOSAL NOS. 252-259, 2003. Introduced by Councillor Langsford. Proposal No. 251, 2003 and Proposal Nos. 252-259, 2003 are proposals for Rezoning Ordinances certified by the Metropolitan Development Commission on April 22 and 23, 2003, respectively. The President called for any motions for public hearings on any of those zoning maps changes. There being no motions for public hearings, the proposed ordinances, pursuant to IC 36-7-4-608, took effect as if adopted by the City-County Council, were retitled for identification as REZONING ORDINANCE NOS. 49-57, 2003, the original copies of which ordinances are on file with the Metropolitan Development Commission, which were certified as follows:

REZONING ORDINANCE NO. 49, 2003.

2003-ZON-007 (2003-DP-002)

6664, 6666 and 6668 CORNELL AVENUE (approximate addresses), INDIANAPOLIS.

WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT #2

JACOB ACQUISITIONS, LLC., by Stephen D. Mears, requests a rezoning of 1.02 acres, being in the D-4 (FF) (FW) and D-8 (FF) (FW) Districts, to the D-P (FF) (FW) classification to provide for residential development with a density of 22.5 units per acre.

REZONING ORDINANCE NO. 50, 2003.

2000-ZON-097

1802 NORTH CENTRAL AVENUE (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 22

SANFORD GARNER, requests a rezoning of .1387 acre, being in the C-3 District, to the D-8 classification to provide for single-family residential development.

REZONING ORDINANCE NO. 51, 2003.

2000-ZON-113

5155 NORTH COLLEGE AVENUE (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 22

SANFORD GARNER, requests a rezoning of .06935 acre, being in the I-3-U District, to the CBD-2 classification to provide for single-family residential development and an additional two-car garage.

REZONING ORDINANCE NO. 52, 2003.

2001-ZON-076

1010, 1012, 1020, 1022, 1026 NORTH CENTRAL AVENUE; 1005, 1009, 1013, 1019 and 1021 NORTH NEW JERSEY STREET; 334 EAST 10TH STREET (approximate addresses), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 22

NEIGHBORHOOD DOWNTOWN ZONING ASSISTANCE, INC., requests a rezoning of 1.8 acres, being in the C-4 District, to the CBD-2 classification to provide for the expansion of the existing parking lot.

REZONING ORDINANCE NO. 53, 2003.

2001-ZON-112

1025-1027 NORTH NEW JERSEY STREET (approximate addresses), INDIANAPOLIS.
CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 22
NEIGHBORHOOD DOWNTOWN ZONING ASSISTANCE, INC., requests a rezoning of .2 acre, being in the C-4 District, to the CBD-2 classification to provide for the future development of the building for combined commercial and residential and residential use.

REZONING ORDINANCE NO. 54, 2003.

2001-ZON-134

401 NORTH COLLEGE AVENUE (approximate address), INDIANAPOLIS.
CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 22
NEIGHBORHOOD DOWNTOWN ZONING ASSISTANCE, INC., requests a rezoning of .64 acre, being in the I-3-U District, to the C-BD-2 classification to conform to the use of the historic plan.

REZONING ORDINANCE NO. 55, 2003.

2003-ZON-017

5418 ELMWOOD AVENUE (approximate address), CITY OF BEECH GROVE.
FRANKLIN TOWNSHIP, COUNCILMANIC DISTRICT # 23
JACKSON COMMERCIAL PROPERTIES, LLC., by Philip C. Thrasher, requests a rezoning of 3.09 acre, being in the D-7 and I-2-S Districts, to the I-2-S classification to provide for industrial uses.

REZONING ORDINANCE NO. 56, 2003.

2003-ZON-019

6333 HOLLISTER DRIVE (approximate address), TOWN OF SPEEDWAY.
WAYNE TOWNSHIP, COUNCILMANIC DISTRICT # 8
THOMAS L. and MARIKAY E. DEVLIN, by David F. McNamar, requests a rezoning of 0.344 acres, being in the D-A, D-7 and SU-42 Districts, to the C-1 classification to legally establish an office building.

REZONING ORDINANCE NO. 57, 2003.

2003-ZON-022

9809 EAST 42ND STREET (approximate address), INDIANAPOLIS.
LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT # 14
FOUNTAIN OF TRUTH CHRISTIAN CHURCH requests a rezoning of 1.72 acres, being in the D-A District, to the SU-1 classification to legally establish religious uses.

PROPOSAL NO. 231, 2003. Councillor Langsford reported that the Metropolitan Development Committee heard Proposal No. 231, 2003 on April 21, 2003. The proposal, sponsored by Councillor Langsford, is an inducement resolution for Phoenix Apartments (to be renamed "Avondale Village") in an amount not to exceed \$12,000,000 which consists of the acquisition and rehabilitation of an existing 328-unit apartment complex on an approximately 10.31 acre parcel of land located at 4004 Meadows Drive (District 11). By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Langsford made the following motion:

Mr. President:

In Proposal No. 231, 2003 regarding the inducement resolution for Phoenix Apartments, I move to make a technical amendment by striking the word "October" and inserting in lieu thereof the word "December" in Section 4 thereof so that the expiration date of the inducement resolution will be December 31, 2003.

Councillor Boyd seconded the motion, and Proposal No. 231, 2003 was amended by a unanimous voice vote.

Councillor Moriarty Adams said that she will abstain from voting on Proposal No. 231, 2003, to avoid the appearance of a conflict of interest with her employer.

Councillor Gray asked if the developer is a local company. James Crawford, bond counsel for the project said that the developer is a company headquartered in Massachusetts who has 31 years experience with these types of projects and over 42,000 units nationwide. He said that they will be forming an Indiana limited liability company (LLC) in order to do this project and have pledged to use local contractors and vendors. Councillor Gray said that he would like to get a copy of the Minority Business Enterprise (MBE) involvement in the project. Mr. Crawford said he would be happy to provide this information.

Councillor Langsford moved, seconded by Councillor Boyd, for adoption. Proposal No. 231, 2003, as amended, was adopted on the following roll call vote; viz:

24 YEAS: Bainbridge, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Frick, Gibson, Gray, Horseman, Knox, Langsford, McWhirter, Nytes, Sanders, Schneider, Short, Smith, Soards, Tilford

0 NAYS:

3 NOT VOTING: Dowden, Moriarty Adams, Talley

2 ABSENT: Black, Massie

Proposal No. 231, 2003, as amended, was retitled SPECIAL RESOLUTION NO. 24, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 24, 2003

A SPECIAL RESOLUTION approving and authorizing certain actions and proceedings with respect to certain proposed economic development revenue bonds.

WHEREAS, the City of Indianapolis Indiana (the "Issuer") is authorized by Indiana Code 36-7-11.9 and 36-7-12, as supplemented and amended (collectively, the "Act"), to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used by a developer for the acquisition, construction, installation and equipping of said facilities; and

WHEREAS, the Winn Companies has advised the Indianapolis Economic Development Commission and the Issuer that it proposes that the Issuer either acquire certain economic development facilities and sell or lease the same to a to-be-formed limited partnership which is affiliated with the Winn Companies to be named either Phoenix Limited Partnership or Avondale Village Limited Partnership, or its assigns (the "Applicant") or loan the proceeds of an economic development financing to the Applicant for the same, said economic development facilities consist of the acquisition and rehabilitation of the existing 328-unit Phoenix Apartments (anticipated to be renamed Avondale Village Apartments) located on an approximately 10.31 acre parcel of land at 4004 Meadows Drive, Indianapolis, Indiana (the "Project"); and

WHEREAS, the diversification of industry and the creation and retention of opportunities for gainful employment to be achieved by the acquisition and rehabilitation of the Project will serve a public purpose and be of benefit to the health or general welfare of the Issuer and its citizens; and

WHEREAS, it would appear that the financing of the Project would be of benefit to the health or general welfare of the Issuer and its citizens; and

WHEREAS, the acquisition and rehabilitation of the Project will not have an adverse competitive effect on similar facilities already constructed or operating within the jurisdiction of the Issuer; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It finds, determines, ratifies and confirms that the creation and retention of opportunities for gainful employment and the creation of business opportunities to be achieved by the Project within

the jurisdiction of Issuer will serve a public purpose and will be of benefit to the health and general welfare of the citizens of the Issuer; and that it is in the public interest that this Commission take such action as it lawfully may to encourage diversification of industry, the creation of business opportunities and the creation of opportunities for gainful employment within the jurisdiction of Issuer.

SECTION 2. It further finds, determines, ratifies and confirms that the issuance and sale of economic development revenue bonds of the Issuer in an amount not to exceed Twelve Million Dollars (\$12,000,000) under the Act to be privately placed or publicly offered if permitted by current policy of the Commission for the acquisition and rehabilitation of the Project and the sale or leasing of the Project to the Applicant or the loan of the proceeds of the Bonds to the Applicant will serve the public purposes referred to above, in accordance with the Act.

SECTION 3. The proposed economic development facilities will not have an adverse competitive effect on any similar facilities already under construction or in operation within the jurisdiction of Issuer.

SECTION 4. In order to induce the Applicant to proceed with the acquisition and rehabilitation of the Project, this Commission requests the City-County Council of the Issuer to (i) take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided (a) that all of the foregoing shall be mutually acceptable to the Issuer and the Applicant and (b) subject to the further caveat that the proposed inducement resolution expires on December 31, 2003, unless such bonds have been issued or an Ordinance authorizing the issuance of such bonds has been adopted by the City-County Council of the Issuer prior to the aforesaid date or unless, upon a showing of good cause by the Applicant, the Issuer, by official action extends the term of the inducement resolution; and (ii) it will adopt such resolutions and authorize the execution and delivery of such instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said economic development revenue bonds provided that at the time of the proposed issuance of such bonds (a) the inducement resolution is still in effect and (b) if applicable, the aggregate amount of private activity bonds previously issued during the calendar year will not exceed the private activity bond limit for such calendar year, it being understood that the Issuer, by taking this action, is not making any representation nor any assurances that (1) any such allocable limit will be available, because inducement resolutions in an aggregate amount in excess of the private activity bond limit may, and in all probability will, be adopted; (2) the proposed Project will have no priority over other projects which have applied for such private activity bonds and have received inducement resolutions; and (3) no portion of such private activity bond limit has been guaranteed for the proposed Project; and (iii) it will use its best efforts at the request of the Applicant to authorize the issuance of additional bonds for refunding and refinancing the outstanding principal amount of the bonds, for completion of the Project and for additions to the Project, including the costs of issuance (providing that the financing of such addition or additions to the Project is found to have a public purpose [as defined in the Act] at the time of the authorization of such additional bonds), and that the aforementioned purposes comply with the provisions of the Act.

SECTION 5. All costs of the Project incurred after the date which is sixty (60) days prior to the adoption of the special resolution to be adopted by the City-County Council of the Issuer, including reimbursement or repayment to the Applicant of monies expended by the Applicant for application fees, planning, engineering, underwriting expenses, attorney and bond counsel fees, and acquisition and rehabilitation and equipping of the Project will be permitted to be included as part of the bond issue to finance said Project, and the Issuer will thereafter sell the Project to the Applicant or loan the proceeds of the revenue bonds to the Applicant for the Project. Also certain indirect expenses incurred prior to this inducement resolution will be permitted to be included as part of the bond issue to finance the Project in accordance with the Final Regulations (T 8476) on Arbitrage Restrictions on Tax-Exempt Bonds in particular Section 1.150-2.

SECTION 6. This Commission recognizes that the Applicant intends to utilize Tax Credits, if available, pursuant to Section 42 of the Internal Revenue Code of 1986, as amended, or any successor section thereof in connection with the financing of the Project with tax-exempt bonds.

SECTION 7. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 142, 2003. The proposal, sponsored by Councillors McWhirter, Nytes, Knox, and Brents, approves an increase of \$450,000 in the 2003 Budget of the Office of the Controller (City Cumulative Capital Improvement Fund) to acquire the property formerly occupied by

Central State Hospital and to begin environmental surveys and preliminary design for a temporary facility to house the IPD mounted patrol, financed by fund balances. Councillor McWhirter stated that the Administration and Finance Committee has not yet heard this proposal. She moved, seconded by Councillor Nytes, to postpone Proposal No. 142, 2003 until May 12, 2003. Proposal No. 142, 2003 was postponed by a unanimous voice vote.

PROPOSAL NO. 143, 2003. Councillor McWhirter reported that the Administration and Finance Committee heard Proposal No. 143, 2003 on March 25, 2003. The proposal, sponsored by Councillor McWhirter, approves an increase of \$35,636 in the 2003 Budget of the Pike Township Assessor (County General Fund) to pay the unpaid rent for 2002, financed by fund balances. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

President Borst called for public testimony at 7:59 p.m. There being no one present to testify, Councillor McWhirter moved, seconded by Councillor Cockrum, for adoption. Proposal No. 143, 2003 was adopted on the following roll call vote; viz:

25 YEAS: Bainbridge, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, McWhirter, Moriarty, Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Tilford

0 NAYS:

2 NOT VOTING: Coonrod, Talley

2 ABSENT: Black, Massie

Proposal No. 143, 2003 was retitled FISCAL ORDINANCE NO. 38, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 38, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 98, 2002) appropriating an additional Thirty-five Thousand Three Hundred Sixty-three Dollars (\$35,363) in the County General Fund for purposes of the Pike Township Assessor and reducing the unappropriated and unencumbered balance in the County General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(i) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Pike Township Assessor to pay the unpaid rent for 2002 (2002 second, third and fourth quarter rent).

SECTION 2. The sum of Thirty-five Thousand Three Hundred Sixty-three Dollars (\$35,363) be, and the same is hereby, appropriated the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>PIKE TOWNSHIP ASSESSOR</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services and Charges	35,363
TOTAL INCREASE	35,363

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered	
County General Fund	35,363
TOTAL REDUCTION	35,363

SECTION 5. The projected December 31, 2003, fund balance for the County General Fund is as follows:

Current cash balance December 31, 2002	22,689,247
Anticipated additional revenue through December 31, 2003	179,785,890
Projected funds available	202,475,137
Remaining appropriations and encumbrances	189,847,752
Proposed additional appropriation	35,363
Projected fund balance December 31, 2003	12,592,022

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 158 and 192-196, 2003 on April 16, 2003. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 158, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$83,893 in the 2003 Budget of the Marion County Superior Court, Juvenile Division (Guardian Ad Litem Fund) to appropriate an increase in funding for Child Advocates, Inc., funded by the State of Indiana (The local match of \$141,642 is funded by existing appropriations in the Marion County Superior Court, Juvenile Division's budget.). PROPOSAL NO. 192, 2003. The proposal, sponsored by Councillor McWhirter, approves an increase of \$20,000 in the 2003 Budgets of the County Auditor and the Prosecuting Attorney (State and Federal Grants Fund) to fund one part time investigator for the Street Level Advocates Program and for Nuisance Abatement, funded by a grant from the U.S. Department of Housing and Urban Development. PROPOSAL NO. 193, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$496,380 in the 2003 Budgets of the County Auditor and the Marion County Superior Court (State and Federal Grants Fund) to fund salaries and contractual services for the Young Offenders Diversion Program, funded by a grant from the Edward Byrne Memorial State and Local Law Enforcement Formula Grant Program (The local match of \$219,078 is funded from existing appropriations in the budgets of various county agencies.). PROPOSAL NO. 194, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$160,806 in the 2003 Budgets of the County Auditor and the Marion County Superior Court (State and Federal Grants Fund) to fund salaries for the Drug Treatment Diversion Program, funded by a grant from the Edward Byrne Memorial State and Local Law Enforcement Formula Grant Program (The local match of \$76,985 is funded by existing appropriations in the budgets of various county agencies.). PROPOSAL NO. 195, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$86,232 in the 2003 Budget of the Marion County Superior Court (State and Federal Grants Fund) to provide funds for CASI (Community Addictions Services of Indiana) program and utilities at the Community Court, funded by a grant from the Edward Byrne Memorial and Local Law Enforcement Formula Grant Program. PROPOSAL NO. 196, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$225,000 in the 2003 Budgets of the County Auditor and the Marion County Superior Court, Juvenile Division (State and Federal Grants Fund) to fund the Juvenile Re-Entry Initiative for a three year period, funded by a grant from the U.S. Department of Justice. By unanimous votes, the Committee reported Proposal No. 193, 2003 to the Council with the recommendation that it do pass as amended, and Proposal Nos. 158, 192, and 194-196, 2003 to the Council with the recommendation that they do pass.

President Borst called for public testimony at 8:07 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Smith, for adoption. Proposal Nos. 158,

192, and 194-196, 2003 and Proposal No. 193, 2003, as amended, were adopted on the following roll call vote; viz:

27 YEAS: Bainbridge, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, McWhirter, Moriarty Adams, Nyles, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford
0 NAYS:

2 ABSENT: Black, Massie

Proposal No. 158, 2003 was retitled FISCAL ORDINANCE NO. 39, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 39, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Eighty-three Thousand Eight Hundred Ninety-three Dollars (\$83,893) in the Guardian Ad Litem Fund for purposes of the Marion County Superior Court, Juvenile Division, and reducing the unappropriated and unencumbered balance in the Guardian Ad Litem Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(j) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion County Superior Court, Juvenile Division to appropriate an increase in funding for Child Advocates, Inc.

SECTION 2. The sum of Eighty-three Thousand Eight Hundred Ninety-three Dollars (\$83,893) be, and the same is hereby, appropriated the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION COUNTY SUPERIOR COURT, JUVENILE DIVISION</u>	<u>GUARDIAN AD LITEM FUND</u>
3. Other Services and Charges	<u>83,893</u>
TOTAL INCREASE	83,893

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>GUARDIAN AD LITEM FUND</u>
Unappropriated and Unencumbered	
Guardian Ad Litem Fund	<u>83,893</u>
TOTAL REDUCTION	83,893

SECTION 5. The local match of \$141,642 is funded by the following existing appropriations in the Marion County Superior Court, Juvenile Division's budget and is hereby approved:

Existing appropriation for the Marion County Superior Court, Juvenile Division:

	<u>COUNTY GENERAL FUND</u>
3. Other Services and Charges	<u>141,642</u>
TOTAL MATCH	141,642

SECTION 6. The projected December 31, 2003, fund balance for the Guardian Ad Litem Fund is as follows:

Current cash balance December 31, 2002	8,169
Anticipated additional revenue through December 31, 2003	141,642
Projected funds available	149,811
Remaining appropriations and encumbrances	65,918
Proposed additional appropriation	83,893
Projected fund balance December 31, 2003	0

SECTION 7. Except to the extent of matching funds approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 8. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 192, 2003 was retitled FISCAL ORDINANCE NO. 40, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 40, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Twenty Thousand Dollars (\$20,000) in the State and Federal Grants Fund for purposes of the County Auditor and the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (c) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Auditor and the Prosecuting Attorney to fund one part time investigator for the Street Level Advocates Program and for Nuisance Abatement.

SECTION 2. The sum of Twenty Thousand Dollars (\$20,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services - fringes	4,000
 <u>PROSECUTING ATTORNEY</u>	
1. Personal Services	16,000
TOTAL INCREASE	20,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	20,000
TOTAL REDUCTION	20,000

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 193, 2003, as amended, was retitled FISCAL ORDINANCE NO. 41, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 41, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Four Hundred Ninety-six Thousand Three Hundred Eighty Dollars (\$496,380) in the State and Federal Grants Fund for purposes of the County Auditor and the

Marion County Superior Court and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(j) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purpose of the County Auditor and the Marion County Superior Court to fund the salaries and contractual services for the Young Offenders Diversion Program.

SECTION 2. The sum of Four hundred Ninety-six Thousand Three Hundred Eighty Dollars (\$496,380) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services - fringes	97,241
<u>MARION COUNTY SUPERIOR COURT</u>	
1. Personal Services	324,139
3. Other Services and Charges	<u>75,000</u>
TOTAL INCREASE	496,380

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>496,380</u>
TOTAL REDUCTION	496,380

SECTION 5. The local match of \$219,078 is funded from existing appropriations as follows:

<u>MARION SUPERIOR COURT</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	45,381
3. Other Services and Charges	79,498
<u>PUBLIC DEFENDER AGENCY</u>	
1. Personal Services	56,570
<u>COUNTY AUDITOR</u>	
1. Personal Services - fringes	30,585
<u>PROSECUTING ATTORNEY</u>	<u>DRUG FREE FUND</u>
1. Personal Services	5,417
<u>COUNTY AUDITOR</u>	
1. Personal Services - fringes	<u>1,627</u>
TOTAL MATCH	219,078

SECTION 6. Except to the extent of matching funds approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 194, 2003 was retitled FISCAL ORDINANCE NO. 42, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 42, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional One Hundred Sixty Thousand Eight Hundred Six Dollars (\$160,806) in the State and Federal Grants Fund for purposes of the County Auditor and the Marion County Superior Court and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(j) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purpose of the County Auditor and the Marion County Superior Court to fund salaries for the Drug Treatment Diversion Program.

SECTION 2. The sum of One Hundred Sixty Thousand Eight Hundred Six Dollars (\$160,806) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services-fringes	35,806
<u>MARION SUPERIOR COURT</u>	
1. Personal Services	125,000
TOTAL INCREASE	160,806

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	160,806
TOTAL REDUCTION	160,806

SECTION 5. The Local match of \$76,985 is funded as follows:

<u>PROSECUTING ATTORNEY</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	5,417
<u>COUNTY AUDITOR</u>	
1. Personal Services - fringes	1,626
<u>MARION COUNTY SUPERIOR COURT</u>	
3. Other Services and Charges	51,485
<u>PUBLIC DEFENDER</u>	<u>DRUG FREE FUND</u>
1. Personal Services	5,417
<u>MARION COUNTY SUPERIOR COURT</u>	
1. Personal Services	10,000
<u>COUNTY AUDITOR</u>	
1. Personal Services - fringes	3,040
TOTAL MATCH	76,985

SECTION 6. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 195, 2003 was retitled FISCAL ORDINANCE NO. 43, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 43, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Eighty-six Thousand Two Hundred Thirty-two Dollars (\$86,232) in the State and Federal Grants Fund for purposes of the Marion County Superior Court and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(j) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion County Superior Court to provide funds for the CASI program (Community Addictions Services of Indiana) and utilities at the Community Court.

SECTION 2. The sum of Eighty-six Thousand Two Hundred Thirty-two Dollars (\$86,232) be, and the same is hereby, appropriated the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION COUNTY SUPERIOR COURT</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
3. Other Services and Charges	<u>86,232</u>
TOTAL INCREASE	86,232

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>86,232</u>
TOTAL REDUCTION	86,232

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing, the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 196, 2003 was retitled FISCAL ORDINANCE NO. 44, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 44, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Two Hundred Twenty-five Thousand Dollars (\$225,000) in the State and Federal Grants Fund for purposes of the County Auditor and the Marion County Superior Court, Juvenile Division, and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(j) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for the purposes of the County Auditor and the Marion County Superior Court, Juvenile Division, to fund the Juvenile Re-Entry Initiative for a period of three years.

SECTION 2. The sum of Two Hundred Twenty-five Thousand Dollars (\$225,000) be, and the same is hereby, appropriated the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services - fringes	45,000
 <u>MARION COUNTY SUPERIOR COURT, JUVENILE DIVISION</u>	
1. Personal Services	180,000
TOTAL INCREASE	225,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	225,000
TOTAL REDUCTION	225,000

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 188, 2003. Councillor Cockrum reported that the Parks and Recreation Committee heard Proposal No. 188, 2003 on April 17, 2003. The proposal, sponsored by Councillors Cockrum and Douglas, approves an increase of \$50,000 in the 2003 Budget of the Department of Parks and Recreation (Non-Lapsing Federal Grants Fund and Park General Fund) to aid in reforestation efforts in Perry Township and Warren Township to replace trees that were lost in 2002 from a tornado, financed by a federal grant and from fund balance. Councillor Cockrum said that the proposal was amended in Committee for a greater amount and therefore had to be re-advertised. He said that due to advertising requirements, the proposal would need to be postponed. He moved, seconded by Councillor Douglas, to postpone Proposal No. 188, 2003 until May 12, 2003. Proposal No. 188, 2003 was postponed by a unanimous voice vote.

PROPOSAL NO. 197, 2003. Councillor Bainbridge reported that the Public Works Committee heard Proposal No. 197, 2003 on April 24, 2003. The proposal, sponsored by Councillors Bainbridge, Langsford, McWhirter, and Moriarty Adams, approves an appropriation of \$2,710,000 in the 2003 Budget of the Department of Public Works, (Transportation General Fund) to fund unanticipated levels of snow and ice removal, and pothole repair efforts caused by near record amounts of snow fall this winter season, financed by fund balances. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

President Borst called for public testimony at 8:10 p.m. There being no one present to testify, Councillor Bainbridge moved, seconded by Councillor Coughenour, for adoption. Proposal No. 197, 2003, as amended, was adopted on the following roll call vote; viz:

27 YEAS: Bainbridge, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford
0 NAYS:
2 ABSENT: Black, Massie

Proposal No. 197, 2003, as amended, was retitled FISCAL ORDINANCE NO. 45, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 45, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance 99, 2002) appropriating an additional Two Million Seven Hundred Ten Thousand Dollars (\$2,710,000) in the Transportation General Fund for purposes of the Department of Public Works, Operations Division and reducing the unappropriated and unencumbered balance in the Transportation General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01(j) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for the purpose of the Department of Public Works, Operations Division to fund unanticipated levels of snow and ice removal, and pothole repair efforts caused by near record amounts of snow fall this winter season, financed by fund balance.

SECTION 2. The sum of Two Million Seven Hundred Ten Thousand Dollars (\$2,710,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

DEPARTMENT OF PUBLIC WORKS

OPERATIONS DIVISION

1. Personal Services
2. Supplies and Materials
3. Other Services and Charges
5. Internal Charges
- TOTAL INCREASE

TRANSPORTATION GENERAL FUND

860,000
1,160,000
640,000
50,000
2,710,000

SECTION 4. The said additional appropriation is funded by the following reductions:

TRANSPORTATION GENERAL FUND

Unappropriated and Unencumbered
Transportation General Fund
TOTAL DECREASE

2,710,000
2,710,000

SECTION 5. The projected December 31, 2003, fund balance for the Transportation General Fund is as follows:

Cash balance as of December 31, 2002	30,083,247
Estimated 2003 revenues (2003 budgeted plus new revenues)	<u>47,519,000</u>
Projected funds available	77,602,247
2003 appropriations, including prior year carryover encumbrances	66,428,772
Proposed appropriation (Proposal No. 197, 2003)	2,710,000
Pending additional appropriation requests (Proposal No. 160, 2003)	<u>1,807,000</u>
Total Requirements	70,945,772
Projected fund balance December 31, 2003	6,656,475

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 205, 2003. Councillor Cockrum reported that the Parks and Recreation Committee heard Proposal No. 205, 2003 on April 28, 2003. The proposal, sponsored by Councillor Nytes, approves the issuance of special taxing district bonds of the Park District of the City of Indianapolis, Indiana, to be designated as "City of Indianapolis, Indiana, Park District Refunding Bonds of 2003, Series A," in an aggregate principal amount not to exceed Ten Million

Dollars. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

President Borst called for public testimony at 8:12 p.m. There being no one present to testify, Councillor Cockrum moved, seconded by Councillor Nytes, for adoption. Proposal No. 205, 2003, as amended, was adopted on the following roll call vote; viz:

27 YEAS: Bainbridge, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford
0 NAYS:
2 ABSENT: Black, Massie

Proposal No. 205, 2003, as amended, was retitled GENERAL RESOLUTION NO. 2, 2003, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 2, 2003

A GENERAL RESOLUTION approving the issuance of "City of Indianapolis, Indiana, Park District Refunding Bonds of 2003, Series A," in an original aggregate principal amount not to exceed Ten Million Dollars (\$10,000,000).

WHEREAS, the Park District of the City of Indianapolis, Indiana (the "Park District"), has previously issued special taxing district bonds on the dates and in the original aggregate amounts specified on Exhibit A attached hereto; and

WHEREAS, the bonds described in Exhibit A are currently outstanding in the aggregate principal amounts specified on Exhibit B attached hereto (the "Refunded Bonds"); and

WHEREAS, on March 13, 2003, the Board of Parks and Recreation of the City of Indianapolis, Indiana (the "Board"), being the governing body of the Park District, adopted a preliminary bond resolution authorizing the issuance of special taxing district bonds of the Park District to be designated as "City of Indianapolis, Indiana, Park District Refunding Bonds of 2003, Series A," in an original aggregate amount not to exceed Ten Million Dollars (\$10,000,000), for the purpose of procuring funds to apply to the current refunding of all or a portion of the Refunded Bonds in order to effect a savings to the Park District; and

WHEREAS, the Board has requested the approval of the City-County Council of the issuance of said special taxing district bonds pursuant to IC 36-3-5-8 and the City-County Council now finds that the issuance of said bonds should be approved; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA~

SECTION 1. The City-County Council does hereby approve the issuance of special taxing district bonds of the Park District of the City of Indianapolis, Indiana, to be designated as "City of Indianapolis, Indiana, Park District Refunding Bonds of 2003, Series A," in an aggregate principal amount not to exceed Ten Million Dollars (\$10,000,000).

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14, 36-3-4-15, 36-3-4-16 and 36-3-4-17.

EXHIBIT A

<u>Bonds</u>	<u>Original Date</u>	<u>Original Principal Amount</u>
Park District Bonds of 1993, Series A	March 4, 1993	\$25,625,000
Park District Refunding Bonds of 1993, Series A	March 4, 1993	3,910,000

EXHIBIT B

<u>Bonds</u>	<u>Principal Amount</u>	<u>Maturity Dates</u>
Park District Bonds of 1993, Series A	\$4,910,000	January 1, 2009, through and including January 1, 2018
Park District Refunding Bonds of 1993, Series A	905,000	January 1, 2004, through and including January 1, 2008

Councillor Bainbridge reported that the Public Works Committee heard Proposal Nos. 206-211, 2003 on April 24, 2003. He asked for consent to report on these proposals together, but vote on them separately. Consent was given.

PROPOSAL NO. 206, 2003. The proposal, sponsored by Councillor Nytes, approves the issuance of refunding bonds in an amount not to exceed Five Million Dollars to refund outstanding general obligation bonds issued originally in 1987, for debt service savings due to decrease in interest costs. PROPOSAL NO. 207, 2003. The proposal, sponsored by Councillor Nytes, approves the appropriation of refunding bond proceeds in an amount not to exceed Five Million Dollars, issued to refund outstanding general obligation bonds issued originally in 1987, for debt service savings due to decrease in interest costs. PROPOSAL NO. 208, 2003. The proposal, sponsored by Councillor Nytes, approves the issuance of special taxing district bonds of the Metropolitan Thoroughfare District of the City of Indianapolis, Indiana, to be designated as "City of Indianapolis, Indiana, Metropolitan Thoroughfare District Refunding Bonds of 2003, Series A," in an aggregate principal amount not to exceed Thirty Million Dollars. PROPOSAL NO. 209, 2003. The proposal, sponsored by Councillor Nytes, approves the issuance of special taxing district bonds of the Metropolitan Thoroughfare District of the City of Indianapolis, Indiana, to be designated as "City of Indianapolis, Indiana, Metropolitan Thoroughfare District Bonds of 2003, Series A," in an original aggregate amount not to exceed Six Million Dollars. PROPOSAL NO. 210, 2003. The proposal, sponsored by Councillor Nytes, approves the issuance of special taxing district bonds of the Sanitary District of the City of Indianapolis, Indiana, to be designated as "City of Indianapolis, Indiana, Sanitary District Refunding Bonds of 2003, Series A," in an aggregate principal amount not to exceed Twenty Million Dollars. PROPOSAL NO. 211, 2003. The proposal, sponsored by Councillor Nytes, approves the issuance of special taxing district bonds of the Flood Control District of the City of Indianapolis, Indiana, to be designated as "City of Indianapolis, Indiana, Flood Control District Bonds of 2003, Series A," in an original aggregate principal amount not to exceed Twenty Million Dollars. By a 7-1 vote, the Committee reported Proposal No. 209, 2003 to the Council with the recommendation that it do pass and by 8-0 votes, the Committee reported Proposal Nos. 206-208, 210, and 211, 2003 to the Council with the recommendation that they do pass.

Councillor Coughenour asked if before the extra savings from these projects is spent, the projects those extra monies will be spent on will come back to the Council for approval. Jennifer Weflen, deputy director of the Local Public Improvement Bond Bank, said that the appropriation process is always done through bond resolutions. Councillor Nytes said that she believes any additional revenues would result in additional appropriations, which would then come before the Council. Jeff Qualkinbush, bond counsel, said that the appropriation of additional proceeds would be controlled by the special taxing body, which in this case would be the Board of Public Works. He said that it would be outside of the law that governs these types of bonds that these appropriations would need Council approval. He said that the Council could certainly ask that the board come

back before them and keep them informed of these additional projects and how these proceeds are spent. Kathy Davis, City Controller, said that the City would absolutely come back to the Council and report on how any savings beyond the \$3.8 million would be used. She said that it is possible the City will choose to save those proceeds and add them to the fund balance, but they would make it clear to the Council what their recommendations were regarding any additional savings. Mr. Qualkinbush said that unless the Council were to include an amendment and write in these resolutions that they were to approve the spending of additional savings, there is no legal way to insure that. He said that it seems, however, that the City Controller is willing to commit to reporting to the Council on these appropriations.

Councillor Coonrod said that he is concerned that a lot of money has already gone into the Fall Creek Place project. He asked how much has been invested so far. Mr. Qualkinbush said that approximately \$4 million has been invested. Councillor Coonrod said that this is quite a bit of money that seems to only benefit a few people or a specific area. He asked what the global benefit is to the County from this project. Councillor Nytes said that this project was a significant undertaking in an area that was so far gone that it was no longer capable of generating tax revenue. The project will allow the area to again produce tax revenue and therefore benefits the entire City. Councillor Coonrod said that he understood a tax increment financing (TIF) district was formed, and asked if these revenues would not then simply benefit only this area. Councillor Nytes said that a small TIF was formed for infrastructure needs in Phases I and II of the project, but the bonds being approved this evening are for Phase III. Councillor Coonrod asked how much tax revenue will be generated as a result of the project. Councillor Nytes said that she cannot say as it is too early to know that. Councillor Coonrod said that he is still concerned that the project specifically benefits only a small group of people, and it is a lot of money to be spending for no global benefit.

Councillor Smith said that he cast the one opposing vote on Proposal No. 209, 2003 in Committee, but due to the commitment from the Controller, he will change his vote and support the proposal.

Councillor Gibson said that these monies help to rebuild a community with a great deal of property value that was in dire need of revitalization. He said that the rebuilding of this area can only benefit everyone.

Councillor Horseman said that this project also impacts the surrounding neighborhoods. She said that to say the project only benefits a few is a lack of understanding of the impact of the project. She said that this project can also serve as a prototype of what could be used in other parts of the City in the future.

Councillor Frick asked what are the total expenditures and housing units provided by all three phases of this project. Ms. Weflen said that she does not have exact numbers, but that she believes there would be approximately 230 to 240 new housing units. She added that she can get Councillor Frick specific numbers. Councillor Coonrod said that if this is correct, the cost would be approximately \$20,000 per unit.

Councillor Bainbridge said that a commitment was already made by this Council to support this project, and this is simply the culmination of the financing needed to complete it.

President Borst called for public testimony at 8:34 p.m. There being no one present to testify, Councillor Bainbridge moved, seconded by Councillor Nytes, for adoption of Proposal No. 206, 2003. Proposal No. 206, 2003 was adopted on the following roll call vote; viz:.

23 YEAS: Bainbridge, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coughenour, Douglas, Frick, Gibson, Gray, Horseman, Knox, Langsford, McWhirter, Moriarty Adams, Nytes, Sanders, Short, Smith, Talley, Tilford

3 NAYS: Coonrod, Schneider, Soards

1 NOT VOTING: Dowden

2 ABSENT: Black, Massie

Proposal No. 206, 2003 was retitled SPECIAL ORDINANCE NO. 3, 2003, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 3, 2003

A SPECIAL ORDINANCE approving the issuance of "City of Indianapolis, Indiana, General Obligation Refunding Bonds of 2003, Series A," in an original aggregate principal amount not to exceed Five Million Dollars (\$5,000,000).

WHEREAS, the City of Indianapolis, Indiana (the "City"), has previously issued general obligation bonds of the City designated as the "City of Indianapolis Multipurpose Bonds of 1987," in the aggregate principal amount of \$5,000,000 and dated as of March 1, 1987 (the "1987 Bonds"), all in accordance with City-County Special Ordinance No. 1, 1987, adopted on January 5, 1987 (the "1987 Bond Ordinance") by the City-County Council of the City of Indianapolis and of Marion County, Indiana (the "Council"); and

WHEREAS, the 1987 Bonds are currently outstanding in the aggregate principal amount of One Million Eight Hundred Sixty Thousand Dollars (\$1,860,000) and mature on January 1, 2004, through and including January 1, 2008 (the "Refunded Bonds"); and

WHEREAS, a study has been presented to the Council recommending that a restructuring of the debt service of the City should be effected by the current refunding of all or a portion of the Refunded Bonds, and the Council therefore desires to authorize the issuance of bonds of the City to provide for the current refunding of all or a portion of the Refunded Bonds.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. Authorization for Refunding Program, Issuance of Refunding Bonds and Appropriation of Proceeds.

The City shall proceed to provide for the current refunding of all or a portion of the Refunded Bonds, including paying for all expenses necessary incidental thereto, including all expenses in connection with or on account of the issuance of refunding bonds therefor (collectively, the "Refunding Program"). In order to provide funds for the Refunding Program, the City shall borrow money in an amount not to exceed Five Million Dollars (\$5,000,000) (the "Authorized Amount"), and shall issue general obligation bonds of the City to be designated as the "City of Indianapolis, Indiana, General Obligation Refunding Bonds of 2003, Series A" (the "Refunding Bonds") in an amount not to exceed the Authorized Amount. An appropriation in the amount not to exceed the Authorized Amount, together with all investment earnings thereon, is being made on this day to pay for the governmental purposes to be financed by the Refunding Bonds, and the funds to meet said appropriation shall be provided out of the proceeds of the Refunding Bonds in the original principal amount not to exceed the Authorized Amount and such investment earnings. Said appropriation is in addition to all other appropriations provided for in the existing budget and tax levy. The City covenants that the proceeds of the Refunding Bonds will not be used for any purpose except as described in this Ordinance.

SECTION 2. General Terms of Bonds.

(a) Issuance of Refunding Bonds. In order to procure said loan for such purposes, the Council hereby authorizes the issuance of the Refunding Bonds as described herein. The Controller of the City (the "Controller") is hereby authorized and directed to have prepared and to issue and sell the Refunding Bonds to The Indianapolis Local Public Improvement Bond Bank (the "Bond Bank") as negotiable, fully registered bonds of the City in an amount not to exceed the Authorized Amount. Total debt service payments (principal and interest) to final maturity on the Refunding Bonds shall not exceed \$6,800,000.

The Refunding Bonds shall be executed in the name of the City by the manual or facsimile signature of the Mayor of the City (the "Mayor"), countersigned by the manual or facsimile signature of the Controller and attested by the manual or facsimile signature of the Clerk of the City (the "Clerk"), who shall cause the official seal of the City to be impressed or a facsimile thereof to be printed on each of the Refunding Bonds.

In case any officer whose signature appears on the Refunding Bonds shall cease to be such officer before the delivery of Refunding Bonds, such signature shall nevertheless be valid and sufficient for all purposes as if such officer had remained in office until delivery thereof. The Refunding Bonds also shall be, and will not be valid or become obligatory for any purpose or entitled to any benefit under this Ordinance unless and until, authenticated by the manual signature of the Registrar (as defined in Section 4 hereof). Subject to the provisions of this Ordinance regarding the registration of the Refunding Bonds, the Refunding Bonds shall be fully negotiable instruments under the laws of the State of Indiana.

The Refunding Bonds shall be numbered consecutively from 2003AR-1 up, shall be issued in denominations of One Thousand Dollars (\$1,000) or any integral multiple thereof, shall be originally dated as of the date determined by the Controller, and shall bear interest payable semi-annually on each January 1 and July 1, commencing not earlier than July 1, 2003, at a rate or rates not exceeding six percent (6.00%) per annum (the exact rate or rates to be determined by negotiation with the Bond Bank pursuant to Section 6 of the Ordinance), calculated on the basis of a 360-day year comprised of twelve 30-day months.

The Refunding Bonds shall mature on the dates as set forth on Exhibit A attached hereto and shall be issued in the principal amounts as determined by the Controller at the time of their issuance; provided, however, that such maturity schedule may be modified by the Controller, at the time of issuance of the Refunding Bonds in order to achieve approximate level debt service tax rate on all of the indebtedness and its related entities subsequent to the issuance of the Refunding Bonds.

(b) Source of Payment. The Refunding Bonds are as to all the principal thereof, and as to all interest due thereon, general obligations of the City, payable from unlimited ad valorem property taxes on all taxable property within the City, to be levied beginning in 2002 for collection beginning in 2003.

(c) Payments. All payments of interest on the Refunding Bonds shall be paid by wire transfer, or by check or draft mailed one business day prior to the interest payment date, to the registered owners thereof as of the fifteenth (15th) day of the month preceding the month in which interest is payable (the "Record Date") at the addresses as they appear on the registration and transfer books of the City kept for that purpose by the Registrar (the "Registration Record") or at such other address as is provided to the Paying Agent (as defined in Section 4 hereof) in writing by such registered owner. All principal payments on the Refunding Bonds shall be made upon surrender thereof at the principal office of the Paying Agent in any coin or currency of the United States of America which on the date of such payment shall be legal tender for the payment of public and private debts.

Interest on Refunding Bonds shall be payable from the interest payment date to which interest has been paid next preceding the authentication date thereof unless such Refunding Bonds are authenticated after the Record Date for an interest payment date and on or before such interest payment date in which case they shall bear interest from such interest payment date, or unless authenticated on or before the Record Date for the first interest payment date, in which case they shall bear interest from the original date, until the principal shall be fully paid.

(d) Transfer and Exchange. Each Refunding Bond shall be transferable or exchangeable only upon the Registration Record, by the registered owner thereof in writing, or by the registered owner's attorney duly authorized in writing, upon surrender of such Refunding Bond together with a written instrument of transfer or exchange satisfactory to the Registrar duly executed by the registered owner or such attorney, and thereupon a new fully registered bond or bonds in the same aggregate principal amount, and of the same maturity, shall be executed and delivered in the name of the transferee or transferees or the registered owner, as the case may be, in exchange therefor. The costs of such transfer or exchange shall be borne by the City. The City, Registrar and Paying Agent may treat and consider the persons in whose name such Refunding Bonds are registered as the absolute owners thereof for all purposes including for the purpose of receiving payment of, or on account of, the principal thereof and interest due thereon.

(e) Mutilated, Lost, Stolen or Destroyed Bonds. In the event any Refunding Bond is mutilated, lost, stolen or destroyed, the City may execute, and the Registrar may authenticate a new bond of like date, maturity and denomination as that mutilated, lost, stolen or destroyed, which new bond shall be marked in a manner to distinguish it from the bond for which it was issued, provided that, in the case of any mutilated bond, such mutilated bond shall first be surrendered to the Registrar, and in the case of any lost, stolen or destroyed bond there shall be first furnished to the Registrar evidence of such loss, theft or destruction satisfactory to the Controller and the Registrar, together with indemnity satisfactory to them. In the event any such bond shall have matured, instead of issuing a duplicate bond, the City and the Registrar may, upon receiving indemnity satisfactory to them, pay the same without surrender thereof. The City and the Registrar may charge the owner of such Refunding Bond with their reasonable fees and expenses in this connection. Any Refunding Bond issued pursuant to this paragraph shall be deemed an original, substitute contractual obligation of the City, whether or not the lost, stolen or destroyed Refunding Bond shall be found at any time,

and shall be entitled to all the benefits of this Ordinance, equally and proportionately with any and all other Refunding Bonds issued hereunder.

SECTION 3. Terms of Redemption. The Refunding Bonds shall not be subject to optional redemption prior to maturity.

Upon the election of the Bond Bank and the determination of the Controller at the time of issuance of the Refunding Bonds, any or all of the Refunding Bonds may be issued as term bonds subject to mandatory sinking fund redemption on January 1 and July 1 at 100% of the face value in accordance with the schedules set forth above. If any Refunding Bonds are subject to mandatory sinking fund redemption, the Paying Agent shall credit against the mandatory sinking fund requirement for any term bonds and corresponding mandatory redemption obligation, in the order determined by the City, any term bonds maturing on the same date which have previously been redeemed (otherwise than as a result of a previous mandatory redemption requirement) or delivered to the Registrar or Paying Agent for cancellation or purchased for cancellation by the Registrar and not theretofore applied as a credit against any redemption obligation. Each term bond so delivered or canceled shall be credited by the Registrar or Paying Agent at 100% of the principal amount thereof against the mandatory sinking fund obligation on such mandatory obligations and the principal amount of that term bond to be redeemed by operation of the mandatory sinking fund requirement shall be accordingly reduced; provided, however, the Registrar and Paying Agent shall only credit such term bonds to the extent received on or before forty-five days preceding the applicable mandatory redemption date.

There shall not be any notice of such mandatory sinking fund redemption provided to the Bond Bank.

All Refunding Bonds which have been redeemed shall be canceled and shall not be reissued; provided, however, that one or more new registered bonds shall be issued for the unredeemed portion of any Refunding Bond without charge to the holder thereof.

No later than the date fixed for redemption, funds shall be deposited with the Paying Agent or another paying agent to pay, and such agent is hereby authorized and directed to apply such funds to the payment of, the Refunding Bonds or portions thereof called for redemption, including accrued interest thereon to the redemption date. No payment shall be made upon any Refunding Bond or portion thereof called for redemption until such bond shall have been delivered for payment or cancellation or the Registrar shall have received the items required by this Ordinance with respect to any mutilated, lost, stolen or destroyed bond.

SECTION 4. Appointment of Registrar and Paying Agent.

The Controller is hereby initially appointed to serve as registrar and paying agent for the Refunding Bonds, but the Controller shall have the option of appointing a successor registrar and paying agent at any time (together with any successor, the "Registrar" or "Paying Agent"). The Registrar is hereby charged with the responsibility of authenticating the Refunding Bonds, and shall keep and maintain the Registration Record at its office. The Mayor and the Controller are hereby authorized to enter into such agreements or understandings with any institution hereafter serving in such capacities as will enable the institution to perform the services required of the Registrar and Paying Agent. The Controller is authorized to pay such fees as the institution may charge for the services it provides as Registrar and Paying Agent.

The Registrar and Paying Agent may at any time resign as Registrar and Paying Agent by giving thirty (30) days written notice by first-class mail to the Mayor, the President of the Council and each registered owner of the Refunding Bonds then outstanding, and such resignation will take effect at the end of such thirty (30) days or upon the earlier appointment of a successor Registrar and Paying Agent by the President. Such notice to the Mayor and the President of the Council may be served personally or be sent by registered mail. The Registrar and Paying Agent may be removed at any time as Registrar and Paying Agent by the Council, in which event the Council may appoint a successor Registrar and Paying Agent. The Council shall notify each registered owner of the Refunding Bonds then outstanding by first-class mail of the removal of the Registrar and Paying Agent. Notices to registered owners of the Refunding Bonds shall be deemed to be given when mailed by first-class mail to the addresses of such registered owners as they appear on the Registration Record. Any predecessor Registrar and Paying Agent shall deliver all the Refunding Bonds, cash related thereto in its possession and the Registration Record to the successor Registrar and Paying Agent. At all times, the same entity shall serve as Registrar and as Paying Agent.

SECTION 5. Form of Bonds. The form and tenor of the Refunding Bonds shall be substantially as follows, all blanks to be filled in properly prior to delivery thereof:

(Form of Bond)

No. 2003AR-__

UNITED STATES OF AMERICA

STATE OF INDIANA

COUNTY OF MARION

CITY OF INDIANAPOLIS, INDIANA,
GENERAL OBLIGATION REFUNDING BOND OF 2003, SERIES A

Interest
Rate

Maturity
Date

Original
Date

Authentication
Date

Registered Owner:

Principal Sum:

The City of Indianapolis, Indiana (the "City"), for value received, hereby promises to pay to the Registered Owner set forth above, the Principal Sum set forth above on the Maturity Date set forth above (unless this bond is called for redemption prior to maturity as hereafter provided), and to pay interest thereon until the Principal Sum shall be fully paid at the Interest Rate per annum specified above from the interest payment date to which interest has been paid next preceding the Authentication Date of this bond unless this bond is authenticated after the fifteenth day of the month immediately preceding the month in which interest is payable (the "Record Date") and on or before such interest payment date in which case interest shall be paid from such interest payment date, or unless this bond is authenticated on or before June 15, 2003, in which case it shall bear interest from the Original Date, which interest is payable semi-annually on January 1 and July 1 of each year, beginning on July 1, 2003. Interest shall be calculated on the basis of a 360-day year comprised of twelve 30-day months.

The principal of this bond is payable at the office of the Controller of the City (the "Registrar" or "Paying Agent"), in Indianapolis, Indiana. All payments of interest on this bond shall be paid by wire transfer, or by check or draft mailed one business day prior to the interest payment date, to the Registered Owner as of the Record Date at the address as it appears on the registration books kept by the Registrar or at such other address as is provided to the Paying Agent in writing by the Registered Owner. All payments of principal of this bond shall be made upon surrender thereof at the principal office of the Paying Agent in any coin or currency of the United States of America which on the date of such payment shall be legal tender for the payment of public and private debts.

It is hereby certified and recited that all acts, conditions and things required to be done precedent to and in the preparation and complete execution, issuance and delivery of this bond have been done and performed in regular and due form as provided by law.

This bond shall not be valid or become obligatory for any purpose until the certificate of authentication hereon shall have been executed by an authorized representative of the Registrar.

This bond is one of an authorized issue of bonds of the City of like original date, tenor and effect, except as to denominations, numbering, interest rates, and dates of maturity, in the total amount of _____ Dollars (\$ _____), numbered from 2003AR-1 up, issued for the purpose of providing funds for the current refunding of all or a portion of the City of Indianapolis Multipurpose Bonds of 1987, and for the purpose of paying incidental expenses to be incurred in connection therewith and on account of the sale and issuance of refunding bonds therefor, as authorized by Special Ordinance No. __, 2003 adopted by the City-County Council of the City of Indianapolis and of Marion County, Indiana on the __ day of ____, 2003 (the "Ordinance"), and in strict compliance with Indiana Code 36-3-4-21, Indiana Code 5-1.4, Indiana Code 5-1-5 and other applicable provisions of the Indiana Code, as amended (collectively, the "Act"), all as more particularly described in the Ordinance. The owner of this bond, by the acceptance hereof, agrees to all the terms and provisions contained in the Ordinance and the Act.

PURSUANT TO THE PROVISIONS OF THE ACT AND THE ORDINANCE, THE PRINCIPAL OF THIS BOND AND ALL OTHER BONDS OF SAID ISSUE AND THE INTEREST DUE THEREON ARE PAYABLE AS A GENERAL OBLIGATION OF THE CITY, FROM AN UNLIMITED AD VALOREM PROPERTY TAX TO BE LEVIED ON ALL TAXABLE PROPERTY WITHIN THE CITY.

The bonds of this issue are not subject to optional redemption prior to maturity.
[Insert mandatory sinking fund redemption provisions, if applicable.]

Interest on the bonds so called for redemption shall cease on the redemption date fixed in such notice if sufficient funds are available at the place of redemption to pay the redemption price on the date so named, and thereafter, such bonds shall no longer be protected by the Ordinance and shall not be deemed to be outstanding thereunder.

This bond is subject to defeasance prior to payment as provided in the Ordinance.

If this bond shall not be presented for payment or redemption on the date fixed therefor, the City may deposit in trust with the Paying Agent or another paying agent, an amount sufficient to pay such bond or the redemption price, as the case may be, and thereafter the Registered Owner shall look only to the funds so deposited in trust for payment and the City shall have no further obligation or liability in respect thereto.

This bond is transferable or exchangeable only upon the registration record kept for that purpose at the office of the Registrar by the Registered Owner in person, or by the Registered Owner's attorney duly authorized in writing, upon surrender of this bond together with a written instrument of transfer or exchange satisfactory to the Registrar duly executed by the Registered Owner or such attorney, and thereupon a new fully registered bond or bonds in the same aggregate principal amount, and of the same maturity, shall be executed and delivered in the name of the transferee or transferees or the Registered Owner, as the case may be, in exchange therefor. The City, any registrar and any paying agent for this bond may treat and consider the person in whose name this bond is registered as the absolute owner hereof for all purposes including for the purpose of receiving payment of, or on account of, the principal hereof and interest due hereon.

The bonds maturing on any maturity date are issuable only in the denomination of \$1,000 or any integral multiple thereof not exceeding the aggregate principal amount of the bonds maturing on such date.

IN WITNESS WHEREOF, the City of Indianapolis, Indiana, has caused this bond to be executed in the name of such city, by the manual or facsimile signature of the Mayor of the City and the Controller of the City, and attested by manual or facsimile signature by the secretary of the Clerk of the City.

CITY OF INDIANAPOLIS, INDIANA

By: _____
Mayor
Countersigned:

By: _____
Controller

ATTEST:

Clerk

(Form of Registrar's Certificate of Authentication)

It is hereby certified that this bond is one of the bonds described in the within-mentioned Ordinance duly authenticated by the Registrar.

By: _____
Controller of the City of Indianapolis, as Registrar

The following abbreviations, when used in the inscription on the face of this bond, shall be construed as though they were written out in full according to applicable laws or regulations:

TEN. COM.	as tenants in common
TEN. ENT.	as tenants by the entireties
JT. TEN.	as joint tenants with right of survivorship and not as tenants in common
UNIF. TRANS.	
MIN. ACT	

(Cust.) Custodian (Minor)

under Uniform Transfers to Minors Act of

(State)

Additional abbreviations may also be used, although not contained in the above list.

FOR VALUE RECEIVED, the undersigned hereby sells, assigns and transfers unto

(please print or typewrite name and address of transferee)

(please insert social security or
other identifying number of assignee)

\$ _____ in principal amount (must be a multiple of \$1,000) of the within bond and all rights thereunder, and hereby irrevocably constitutes and appoints _____, attorney, to transfer the within bond on the books kept for registration thereof, with full power of substitution in the premises.

Signature Guaranteed:

NOTICE: Signature(s) must be guaranteed by an eligible guarantor institution participating in a Securities Transfer Association recognized signature guarantee program.

NOTICE: The signature of this assignment must correspond with the name as it appears upon the face of the within bond in every particular, without alteration or enlargement or any change whatever.

(End of Bond Form)

SECTION 6. Sale of Bonds.

The Controller shall negotiate the sale of the Refunding Bonds to the Bond Bank at an interest rate or rates not exceeding six percent (6.00%) per annum. The Mayor and the Controller are hereby authorized to (i) submit an application to the Bond Bank, (ii) execute a purchase agreement with the Bond Bank with terms conforming to this Ordinance, and (iii) award the Refunding Bonds thereto upon such terms which are acceptable to the Mayor and the Controller consistent with the terms of this Ordinance.

The Controller is hereby authorized and directed to have the Refunding Bonds prepared, the Mayor, the Controller and the Clerk are hereby authorized and directed to execute and seal the Refunding Bonds in substantially the form and the manner herein provided. Upon the consummation of the sale of the Refunding Bonds, the Controller and the Treasurer of Marion County, Indiana, ex-officio Treasurer of the City, shall be authorized to receive from the Bond Bank the amount to be paid for the Refunding Bonds, which shall be not less than ninety-seven percent (97%) of the face value of the Refunding Bonds plus accrued interest, if any, to the date of delivery and deliver the Refunding Bonds to the Bond Bank in the manner provided by law.

The proceeds from the sale of the Refunding Bonds shall be immediately remitted to the Bond Bank to provide funds for the Refunding Program.

The Controller is hereby authorized and directed to obtain a legal opinion as to the validity of the Refunding Bonds from Barnes & Thornburg, and to furnish such opinion to the Bond Bank. The cost of such opinion shall be paid out of the proceeds of the Refunding Bonds.

SECTION 7. Defeasance.

If, when the Refunding Bonds or any portion thereof shall have become due and payable in accordance with their terms or shall have been duly called for redemption or irrevocable instructions to call the Refunding Bonds or any portion thereof for redemption have been given, and the whole amount of the principal and the interest so due and payable upon such Refunding Bonds or any portion thereof then outstanding shall be paid, or (i) cash, or (ii) direct non-callable obligations of (including obligations issued or held in book entry form on the books of) the Department of the Treasury of the United States of America, and securities fully and unconditionally guaranteed as to the timely payment of principal and interest by the United States of America, the principal of and the interest on which when due without reinvestment will provide sufficient money, or (iii) any combination of the foregoing, shall be held irrevocably in trust for such purpose, and provision shall also be made for paying all fees and expenses for the payment, then and in that case the Refunding Bonds or such designated portion thereof shall no longer be deemed outstanding or secured by this Ordinance.

SECTION 8. Tax Matters.

In order to preserve the exclusion of interest on the Refunding Bonds from gross income for federal income tax purposes and as an inducement to purchasers of the Refunding Bonds, the City represents, covenants and agrees that:

(a) No person or entity, other than the City or another state or local governmental unit, will use proceeds of the Refunding Bonds or property financed by the Refunding Bond proceeds other than as a member of the general public. No person or entity other than the City or another state or local governmental unit will own property financed by Refunding Bond proceeds or will have actual or beneficial use of such property pursuant to a lease, a management or incentive payment contract, an arrangement such as a take-or-pay or output contract, or any other type of arrangement that differentiates that person's or entity's use of such property from the use by the public at large.

(b) No Refunding Bond proceeds will be loaned to any entity or person other than a state or local governmental unit. No Refunding Bond proceeds will be transferred, directly or indirectly, or deemed transferred to a non-governmental person in any manner that would in substance constitute a loan of the Refunding Bond proceeds.

(c) The City will not take any action or fail to take any action with respect to the Refunding Bonds that would result in the loss of the exclusion from gross income for federal income tax purposes of interest on the Refunding Bonds pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code"), and the regulations thereunder as applicable to the Refunding Bonds, including, without limitation, the taking of such action as is necessary to rebate or cause to be rebated arbitrage profits on Refunding Bond proceeds or other monies treated as Refunding Bond proceeds to the federal government as provided in Section 148 of the Code, and will set aside such monies, which may be paid from investment income on funds and accounts notwithstanding anything else to the contrary herein, in trust for such purposes.

(d) The City will file an information report on Form 8038-G with the Internal Revenue Service as required by Section 149 of the Code.

(e) The City will not make any investment or do any other act or thing during the period that any Refunding Bond is outstanding hereunder which would cause any Refunding Bond to be an "arbitrage bond" within the meaning of Section 148 of the Code and the regulations thereunder as applicable to the Refunding Bonds.

Notwithstanding any other provisions of this Ordinance, the foregoing covenants and authorizations (the "Tax Sections") which are designed to preserve the exclusion of interest on the Refunding Bonds from gross income under federal income tax law (the "Tax Exemption") need not be complied with if the City receives an opinion of nationally recognized bond counsel that any Tax Section is unnecessary to preserve the Tax Exemption.

SECTION 9. Amendments.

Subject to the terms and provisions contained in this section, and not otherwise, the owners of not less than sixty-six and two-thirds percent (66-2/3%) in aggregate principal amount of the Refunding Bonds then outstanding shall have the right, from time to time, anything contained in this Ordinance to the contrary notwithstanding, to consent to and approve the adoption by the City of such Ordinance or Ordinances supplemental hereto as shall be deemed necessary or desirable by the City for the purpose of amending in any particular any of the terms or provisions contained in this Ordinance, or in any supplemental Ordinance; provided, however, that nothing herein contained shall permit or be construed as permitting without the consent of all affected owners of the Refunding Bonds:

(a) An extension of the maturity of the principal of or interest on any Refunding Bond without the consent of the holder of each Refunding Bond so affected; or

(b) A reduction in the principal amount of any Refunding Bond or the rate of interest thereon or a change in the monetary medium in which such amounts are payable, without the consent of the holder of each Refunding Bond so affected; or

(c) A preference or priority of any Refunding Bond over any other Refunding Bond, without the consent of the holders of all Refunding Bonds then outstanding; or

(d) A reduction in the aggregate principal amount of the Refunding Bonds required for consent to such supplemental Ordinance, without the consent of the holders of all Refunding Bonds then outstanding.

If the City shall desire to obtain any such consent, it shall cause the Registrar to mail a notice, postage prepaid, to the addresses appearing on the Registration Record. Such notice shall briefly set forth the nature of the proposed supplemental Ordinance and shall state that a copy thereof is on file at the office of the Registrar for inspection by all owners of the Refunding Bonds. The Registrar shall not, however, be subject to any liability to any owners of the Refunding Bonds by reason of its failure to mail such notice, and any such failure shall not affect the validity of such supplemental Ordinance when consented to and approved as herein provided.

Whenever at any time within one year after the date of the mailing of such notice, the City shall receive any instrument or instruments purporting to be executed by the owners of the Refunding Bonds of not less than sixty-six and two-thirds percent (66-2/3%) in aggregate principal amount of the Refunding Bonds then outstanding, which instrument or instruments shall refer to the proposed supplemental Ordinance described in such notice, and shall specifically consent to and approve the adoption thereof in substantially the form of the copy thereof referred to in such notice as on file with the Registrar, thereupon, but not otherwise, the City may adopt such supplemental Ordinance in substantially such form, without liability or responsibility to any owners of the Refunding Bonds, whether or not such owners shall have consented thereto.

No owner of any Refunding Bond shall have any right to object to the adoption of such supplemental Ordinance or to object to any of the terms and provisions contained therein or the operation thereof, or in any manner to question the propriety of the adoption thereof, or to enjoin or restrain the City or its officers from adopting the same, or from taking any action pursuant to the provisions thereof. Upon the adoption of any supplemental Ordinance pursuant to the provisions of this section, this Ordinance shall be, and shall be deemed, modified and amended in accordance therewith, and the respective rights, duties and obligations under this Ordinance of the City and all owners of Refunding Bonds then outstanding shall thereafter be determined, exercised and enforced in accordance with this Ordinance, subject in all respects to such modifications and amendments.

Notwithstanding anything contained in the foregoing provisions of this Ordinance, the rights, duties and obligations of the City and of the owners of the Refunding Bonds, and the terms and provisions of the Refunding Bonds and this Ordinance, or any supplemental Ordinance, may be modified or amended in any respect with the consent of the City and the consent of the owners of all the Refunding Bonds then outstanding.

Without notice to or consent of the owners of the Refunding Bonds, the City may, from time to time and at any time, adopt such Ordinances supplemental hereto as shall not be inconsistent with the terms and provisions hereof (which supplemental Ordinances shall thereafter form a part hereof),

(a) to cure any ambiguity or formal defect or omission in this Ordinance or in any supplemental Ordinance; or

(b) to grant to or confer upon the owners of the Refunding Bonds any additional rights, remedies, powers, authority or security that may lawfully be granted to or conferred upon the owners of the Refunding Bonds; or

(c) to procure a rating on the Refunding Bonds from a nationally recognized securities rating agency designated in such supplemental Ordinance, if such supplemental Ordinance will not adversely affect the owners of the Refunding Bonds; or

(d) to provide for the refunding or advance refunding of the Refunding Bonds; or

(e) to make any other change which, in the determination of the Board in its sole discretion, is not to the prejudice of the owners of the Refunding Bonds.

SECTION 10. Other Actions and Documents.

The Mayor, the Controller and the Clerk are hereby authorized and directed, for and on behalf of the City, to execute, attest and seal all such documents, instruments, certificates, closing papers and other papers and do all such acts and things as may be necessary or desirable to carry out the intent of this Ordinance.

SECTION 11. No Conflict.

All Ordinances and orders or parts thereof in conflict with the provisions of this Ordinance are to the extent of such conflict hereby repealed. After the issuance of the Refunding Bonds authorized by this Ordinance and so long as any of the Refunding Bonds or interest thereon remains unpaid, except as expressly provided herein, this Ordinance shall not be repealed or amended in any respect which will adversely affect

the rights of the holders of the Refunding Bonds, nor shall the City adopt any law which in any way adversely affects the rights of such holders.

SECTION 12. Severability.

If any section, paragraph or provision of this Ordinance shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this Ordinance.

SECTION 13. Non-Business Days.

If the date of making any payment or the last date for performance of any act or the exercising of any right, as provided in this Ordinance, shall be a legal holiday or a day on which banking institutions in the City or the jurisdiction in which the Registrar or Paying Agent is located are typically closed, such payment may be made or act performed or right exercised on the next succeeding day not a legal holiday or a day on which such banking institutions are typically closed, with the same force and effect as if done on the nominal date provided in this Ordinance, and no interest shall accrue for the period after such nominal date.

SECTION 14. Interpretation.

Unless the context or laws clearly require otherwise, references herein to statutes or other laws include the same as modified, supplemented or superseded from time to time.

SECTION 15. Effectiveness.

This Ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14, 36-3-4-15, 36-3-4-16 and 36-3-4-17.

EXHIBIT A
MATURITY SCHEDULE
Maturity
Date

January 1, 2004
January 1, 2005
January 1, 2006
January 1, 2007
January 1, 2008

President Borst called for public testimony on Proposal Nos. 207-211, 2003 at 8:35 p.m. There being no one present to testify, Councillor Bainbridge moved, seconded by Councillor Nytes, for adoption of Proposal No. 207, 2003. Proposal No. 207, 2003 was adopted on the following roll call vote; viz:.

24 YEAS: Bainbridge, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coughenour, Douglas, Frick, Gibson, Gray, Horseman, Knox, Langsford, McWhirter, Moriarty Adams, Nytes, Sanders, Short, Smith, Soards, Talley, Tilford
2 NAYS: Coonrod, Schneider
1 NOT VOTING: Dowden
2 ABSENT: Black, Massie

Proposal No. 207, 2003 was retitled GENERAL RESOLUTION NO. 3, 2003, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 3, 2003

A GENERAL RESOLUTION approving the appropriation of the proceeds of the City of Indianapolis, Indiana, General Obligation Refunding Bonds of 2003, Series A in an aggregate amount not to exceed Five Million Dollars (\$5,000,000).

WHEREAS, the City-County Council of the City of Indianapolis and of Marion County, Indiana (the "Council"), has on this date adopted an ordinance authorizing the issuance of the City of Indianapolis,

Indiana, General Obligation Bonds of 2003, Series A in an aggregate principal amount not to exceed Five Million Dollars (\$5,000,000) (the "Refunding Bonds") to provide funds for the current refunding of all or a portion of the City of Indianapolis Multipurpose Bonds of 1987, dated as of March 1, 1987, and currently outstanding in the aggregate principal amount of One Million Eight Hundred Sixty Thousand Dollars (\$1,860,000) (the "1987 Bonds") and to pay all of the costs incurred in connection with or on account of the current refunding of such 1987 Bonds (collectively, the "Refunding Program"); and

WHEREAS, the City of Indianapolis, Indiana (the "City"), did not include the proceeds of the Refunding Bonds in the regular budget for the year 2003; and

WHEREAS, there are insufficient funds available or provided for in the City's existing budget and tax levy which may be applied to the cost of the Refunding Program, the issuance of the Refunding Bonds has been authorized to procure the necessary funds and an extraordinary emergency and necessity exists for the making of the additional appropriation set out herein; and

WHEREAS, the Clerk of the Council has caused notice of a hearing on said appropriation to be published as required by law; and

WHEREAS, such public hearing was held on the date hereof, on or after 7:00 p.m.(local time) in the Beurt SerVaas Public Assembly Room, on said appropriation at which all taxpayers and interested persons had an opportunity to appear and express their views regarding such additional appropriation.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. The Council hereby appropriates a sum not to exceed Five Million Dollars (\$5,000,000), out of the proceeds of the Refunding Bonds to be used by the City in paying the costs of the Refunding Program.

SECTION 2. Such appropriation shall be in addition to all appropriations provided for in the existing budget and levy, and shall continue in effect until the completion of the Refunding Program. Any surplus of such proceeds shall be credited to the proper fund as provided by law.

SECTION 3. A certified copy of this resolution, together with such other proceedings and actions as may be necessary, shall be filed by the Controller of the City, along with a report of the appropriation, with the State Department of Local Government Finance.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14, 36-3-4-15, 36-3-4-16 and 36-3-4-17.

Councillor Bainbridge moved, seconded by Councillor Nytes, for adoption of Proposal No. 208, 2003. Proposal No. 208, 2003 was adopted on the following roll call vote; viz:.

26 YEAS: Bainbridge, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Frick, Gibson, Gray, Horseman, Knox, Langsford, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford

0 NAYS:

1 NOT VOTING: Dowden

2 ABSENT: Black, Massie

Proposal No. 208, 2003 was retitled GENERAL RESOLUTION NO. 4, 2003, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 4, 2003

A GENERAL RESOLUTION approving the issuance of "City of Indianapolis, Indiana, Metropolitan Thoroughfare District Refunding Bonds of 2003, Series A," in an original aggregate principal amount not to exceed Thirty Million Dollars (\$30,000,000).

WHEREAS, the Metropolitan Thoroughfare District of the City of Indianapolis, Indiana (the "Metropolitan Thoroughfare District"), has previously issued special taxing district bonds on the dates and in the original aggregate amounts specified on Exhibit A attached hereto; and

WHEREAS, the bonds described in Exhibit A are currently outstanding in the aggregate principal amounts specified on Exhibit B attached hereto (the "Refunded Bonds"); and

WHEREAS, on February 26, 2003, the Board of Public Works of the City of Indianapolis, Indiana (the "Board"), being the governing body of the Metropolitan Thoroughfare District, adopted a preliminary bond resolution authorizing the issuance of special taxing district bonds of the Metropolitan Thoroughfare District to be designated as "City of Indianapolis, Indiana, Metropolitan Thoroughfare District Refunding Bonds of 2003, Series A," in an original aggregate amount not to exceed Thirty Million Dollars (\$30,000,000), for the purpose of procuring funds to apply to the current refunding of all or a portion of the Refunded Bonds in order to effect a savings to the Metropolitan Thoroughfare District; and

WHEREAS, the Board has requested the approval of the City-County Council of the issuance of said special taxing district bonds pursuant to IC 36-3-5-8 and the City-County Council now finds that the issuance of said bonds should be approved; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council does hereby approve the issuance of special taxing district bonds of the Metropolitan Thoroughfare District of the City of Indianapolis, Indiana, to be designated as "City of Indianapolis, Indiana, Metropolitan Thoroughfare District Refunding Bonds of 2003, Series A," in an aggregate principal amount not to exceed Thirty Million Dollars (\$30,000,000).

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14, 36-3-4-15, 36-3-4-16 and 36-3-4-17.

EXHIBIT A

<u>Bonds</u>	<u>Original Date</u>	<u>Original Principal Amount</u>
Metropolitan Thoroughfare District Refunding Bonds of 1987	March 1, 1987	\$25,000,000
Metropolitan Thoroughfare District Bonds of 1993, Series A	March 4, 1993	59,390,000
Metropolitan Thoroughfare District Refunding Bonds of 1993, Series A	March 4, 1993	17,795,000

EXHIBIT B

<u>Bonds</u>	<u>Principal Amount</u>	<u>Maturity Dates</u>
Metropolitan Thoroughfare District Bonds of 1987	\$9,245,000	January 1, 2004, through and including January 1, 2008
Metropolitan Thoroughfare District Bonds of 1993, Series A	10,300,000	January 1, 2004, through and including January 1, 2018
Metropolitan Thoroughfare District Refunding Bonds of 1993, Series A	3,065,000	January 1, 2005, through and including January 1, 2008

Councillor Bainbridge moved, seconded by Councillor Nytes, for adoption of Proposal No. 209, 2003. Proposal No. 209, 2003 was adopted on the following roll call vote; viz:.

25 YEAS: Bainbridge, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coughenour, Douglas, Frick, Gibson, Gray, Horseman, Knox, Langsford, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford

1 NAY: Coonrod

1 NOT VOTING: Dowden

2 ABSENT: Black, Massie

Proposal No. 209, 2003 was retitled GENERAL RESOLUTION NO. 5, 2003, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 5, 2003

A GENERAL RESOLUTION approving the issuance of "City of Indianapolis, Indiana, Metropolitan Thoroughfare District Bonds of 2003, Series A," in an original aggregate principal amount not to exceed Six Million Dollars (\$6,000,000).

WHEREAS, on February 26, 2003, the Board of Public Works of the City of Indianapolis, Indiana (the "Board"), being the governing body of the Metropolitan Thoroughfare District of the City of Indianapolis, Indiana (the "Metropolitan Thoroughfare District"), adopted a preliminary bond resolution authorizing the issuance of special taxing district bonds of the Metropolitan Thoroughfare District to be designated as "City of Indianapolis, Indiana, Metropolitan Thoroughfare District Bonds of 2003, Series A," in an original aggregate principal amount not to exceed Six Million Dollars (\$6,000,000) for the purpose of procuring funds to apply to the costs of undertaking all or a portion of the following projects: (1) road improvement projects and projects related thereto throughout the Fall Creek Place/Homeownership Zone, including, but not limited to, new streets, alleys, sidewalks, curbs, bump outs, sewer taps and water laterals, and (2) other road improvement or resurfacing projects and projects related thereto throughout the Metropolitan Thoroughfare District (collectively, the "Projects"); and

WHEREAS, the Board has requested the approval of the City-County Council of the issuance of said special taxing district bonds pursuant to IC 36-3-5-8 and the City-County Council now finds that the issuance of said bonds should be approved; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council does hereby approve the issuance of special taxing district bonds of the Metropolitan Thoroughfare District of the City of Indianapolis, Indiana, to be designated as "City of Indianapolis, Indiana, Metropolitan Thoroughfare District Bonds of 2003, Series A," in an original aggregate amount not to exceed Six Million Dollars (\$6,000,000).

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14, 36-3-4-15, 36-3-4-16 and 36-3-4-17.

Councillor Bainbridge moved, seconded by Councillor Nytes, for adoption of Proposal No. 210, 2003. Proposal No. 210, 2003 was adopted on the following roll call vote; viz:.

24 YEAS: Bainbridge, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coughenour, Douglas, Frick, Gibson, Gray, Horseman, Knox, Langsford, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Talley, Tilford

2 NAYS: Coonrod, Soards

1 NOT VOTING: Dowden

2 ABSENT: Black, Massie

Proposal No. 210, 2003 was retitled GENERAL RESOLUTION NO. 6, 2003, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 6, 2003

A GENERAL RESOLUTION approving the issuance of "City of Indianapolis, Indiana, Sanitary District Refunding Bonds of 2003, Series A," in an original aggregate principal amount not to exceed Twenty Million Dollars (\$20,000,000).

WHEREAS, the Sanitary District of the City of Indianapolis, Indiana (the "Sanitary District"), has previously issued special taxing district bonds on the dates and in the original aggregate amounts specified on Exhibit A attached hereto; and

WHEREAS, the bonds described in Exhibit A are currently outstanding in the aggregate principal amounts specified on Exhibit B attached hereto (the "Refunded Bonds"); and

WHEREAS, on February 26, 2003, the Board of Public Works of the City of Indianapolis, Indiana (the "Board"), being the governing body of the Sanitary District, adopted a preliminary bond resolution authorizing the issuance of special taxing district bonds of the Sanitary District to be designated as "City of Indianapolis, Indiana, Sanitary District Refunding Bonds of 2003, Series A," in an original aggregate amount not to exceed Twenty Million Dollars (\$20,000,000) for the purpose of procuring funds to apply to the current refunding of all or a portion of the Refunded Bonds in order to effect a savings to the Sanitary District; and

WHEREAS, the Board has requested the approval of the City-County Council of the issuance of said special taxing district bonds pursuant to IC 36-3-5-8 and the City-County Council now finds that the issuance of said bonds should be approved; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council does hereby approve the issuance of special taxing district bonds of the Sanitary District of the City of Indianapolis, Indiana, to be designated as "City of Indianapolis, Indiana, Sanitary District Refunding Bonds of 2003, Series A," in an aggregate principal amount not to exceed Twenty Million Dollars (\$20,000,000).

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14, 36-3-4-15, 36-3-4-16 and 36-3-4-17.

EXHIBIT A

<u>Bonds</u>	<u>Original Date</u>	<u>Original Principal Amount</u>
Sanitary District Bonds of 1993, Series A	March 4, 1993	\$64,125,000
Sanitary District Refunding Bonds of 1993, Series A	March 4, 1993	13,670,000

EXHIBIT B

<u>Bonds</u>	<u>Principal Amount</u>	<u>Maturity Dates</u>
Sanitary District Bonds of 1993, Series A	\$12,300,000	January 1, 2008, through and including January 1, 2018
Sanitary District Refunding Bonds of 1993, Series A	3,330,000	January 1, 2004, through and including January 1, 2007

Councillor Bainbridge moved, seconded by Councillor Nytes, for adoption of Proposal No. 211, 2003. Proposal No. 211, 2003 was adopted on the following roll call vote; viz:.

22 YEAS: Bainbridge, Borst, Boyd, Brents, Cockrum, Conley, Coughenour, Douglas, Frick, Gibson, Gray, Horseman, Knox, Langsford, McWhirter, Moriarty Adams, Nytes, Sanders, Short, Smith, Talley, Tilford

3 NAYS: Coonrod, Schneider, Soards

2 NOT VOTING: Bradford, Dowden

2 ABSENT: Black, Massie

Proposal No. 211, 2003 was retitled GENERAL RESOLUTION NO. 7, 2003, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 7, 2003

A GENERAL RESOLUTION approving the issuance of "City of Indianapolis, Indiana, Flood Control District

WHEREAS, the Flood Control District of the City of Indianapolis, Indiana (the "Flood Control District"), has previously issued special taxing district bonds on the dates and in the original aggregate amounts specified on Exhibit A attached hereto; and

WHEREAS, the bonds described in Exhibit A are currently outstanding in the aggregate principal amounts specified on Exhibit B attached hereto (the "Refunded Bonds"); and

WHEREAS, on February 26, 2003, the Board of Public Works of the City of Indianapolis, Indiana (the "Board"), being the governing body of the Flood Control District, adopted a preliminary bond resolution authorizing the issuance of special taxing district bonds of the Flood Control District to be designated as "City of Indianapolis, Indiana, Flood Control District Refunding Bonds of 2003, Series A," in an original aggregate amount not to exceed Twenty Million Dollars (\$20,000,000), for the purpose of procuring funds to apply to the current refunding of all or a portion of the Refunded Bonds in order to effect a savings to the Flood Control District; and

WHEREAS, the Board has requested the approval of the City-County Council of the issuance of said special taxing district bonds pursuant to IC 36-3-5-8 and the City-County Council now finds that the issuance of said bonds should be approved; now, therefore:

**BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. The City-County Council does hereby approve the issuance of special taxing district bonds of the Flood Control District of the City of Indianapolis, Indiana, to be designated as "City of Indianapolis, Indiana, Flood Control District Refunding Bonds of 2003, Series A," in an aggregate principal amount not to exceed Twenty Million Dollars (\$20,000,000).

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14, 36-3-4-15, 36-3-4-16 and 36-3-4-17.

EXHIBIT A

<u>Bonds</u>	<u>Original Date</u>	<u>Original Principal Amount</u>
Flood Control District Bonds of 1987	March 1, 1987	\$29,995,000
Flood Control District Bonds of 1993, Series A	March 4, 1993	11,940,000
Flood Control District Refunding Bonds of 1993, Series A	March 4, 1993	7,100,000

EXHIBIT B

<u>Bonds</u>	<u>Principal Amount</u>	<u>Maturity Dates</u>
Flood Control District Bonds of 1987	\$11,100,000	January 1, 2004, through and including January 1, 2008
Flood Control District Bonds of 1993, Series A	2,295,000	January 1, 2009, through and including January 1, 2018
Flood Control District Refunding Bonds of 1993, Series A	2,195,000	January 1, 2004, through and including January 1, 2007

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 2, 2003. In Councillor Massie's absence, Councillor Coughenour reported that the Rules and Public Policy Committee heard Proposal No. 2, 2003 on January 14, February 4, and April 15, 2003. The proposal, sponsored by Councillors Borst and Sanders, concerns the resale of admission tickets of any National Collegiate Athletic Association Division 1 Final Four Basketball Championships. By a 7-0 vote, the Committee reported the proposal to the Council

with the recommendation that it do pass. Councillor Coughenour moved, seconded by Councillor Sanders, for adoption. Proposal No. 2, 2003 was adopted on the following roll call vote; viz:

25 YEAS: Bainbridge, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, McWhirter, Moriarty Adams, Sanders, Schneider, Short, Soards, Talley, Tilford

1 NAY: Smith

1 NOT VOTING: Nytes

2 ABSENT: Black, Massie

Proposal No. 2, 2003 was retitled GENERAL ORDINANCE NO. 36, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 36, 2003

A GENERAL ORDINANCE concerning the resale of admission tickets of any National Collegiate Athletic Association Division I Final Four Basketball Championships.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County" be, and is hereby, amended by deleting the stricken-through text and inserting the underlined text to read as follows:

Sec. 407-107. Findings.

The city-county council finds that:

- (1) The taxpayers of the City of Indianapolis have constructed and maintained facilities for the exhibition of sporting events;
- (2) In the event that the demand for seating at any particular exhibition in such facilities exceeds the available supply, the resulting premium price that can be demanded for resale for tickets encourages persons to purchase such tickets solely for the purpose of resale and not with the intent to use the facilities;
- (3) It is anticipated that demand for seating at the any National Collegiate Athletic Association (the "NCAA") Division I ~~Men's~~ Basketball Championship (the "Final Four") will greatly exceed the available supply for the games and therefore increase the resulting premium price that can be demanded for resale of such Final Four tickets solely for the purpose of resale and not with the intent to use the facilities;
- (4) Purchasing such Final Four tickets with the intent of resale at a premium price is discouraged by the NCAA, and host cities are requested to assist the NCAA in controlling such activity;
- (5) The only effective means to discourage the purchasing of such Final Four tickets with the intent of resale is to prohibit the resale of such Final Four tickets at premium prices;
- (6) The resale of such Final Four tickets at a premium price should be prohibited.

Sec. 407-108. Sale of tickets of the any National Collegiate Athletic Association Division I ~~Men's~~ Basketball Championship at the RCA Dome.

(a) Tickets to the Final Four, to be held at a publicly owned facility, shall have printed thereon the retail price thereof.

(b) It shall be unlawful for any person to sell or offer for sale any such Final Four ticket at a price greater than the retail price printed thereon, exclusive of reasonable fees or service charges for sale of such tickets not to exceed ten dollars (\$10.00) per ticket at regular ticket outlets.

Sec. 407-109. Resale of tickets to the any National Collegiate Athletic Association Division 1 Men's Basketball Championship at the RCA Dome.

It shall be unlawful for any person to resell or offer to resell for profit any Final Four ticket. "Profit" shall not include a maximum fee or service charge of ten dollars (\$10.00) per ticket.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 186, 2003. Councillor McWhirter reported that the Administration and Finance Committee heard Proposal No. 186, 2003 on April 22, 2003. The proposal, sponsored by Councillor Dowden, determines the need to lease office space at 2525 North Shadeland Avenue for the Northeast Community Office of the Marion Superior Court Probation Department, Adult Services Division. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor McWhirter moved, seconded by Councillor Tilford, for adoption. Proposal No. 186, 2003 was adopted on the following roll call vote; viz:

26 YEAS: Bainbridge, Borst, Boyd, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford

0 NAYS:

1 NOT VOTING: Bradford

2 ABSENT: Black, Massie

Proposal No. 186, 2003 was retitled SPECIAL RESOLUTION NO. 25, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 25, 2003

PROPOSAL FOR A SPECIAL RESOLUTION determining the need to lease approximately 9,713 square feet of office space at 2525 N. Shadeland Avenue, Indianapolis, Indiana for the Northeast Community Office of the Marion Superior Court Probation Department, Adult Services Division.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council, pursuant to IC 36-1-10-7, has investigated the conditions requiring the subject lease and hereby determines the lease of office space for the use of the Northeast Community Office of the Marion Superior Court Probation Department, Adult Services Division, is necessary.

SECTION 2. The property to be leased is located at 2525 N. Shadeland Avenue, Indianapolis, Indiana, and is owned by Western Select Properties, LP, which in turn is owned by Lewis A. Norry, WSP, Inc., General Partner, and the Estate of Sharon Norry Seidmann.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 213, 2003. In Councillor Massie's absence, Councillor Coughenour reported that the Rules and Public Policy Committee heard Proposal No. 213, 2003 on April 15, 2003. The proposal, sponsored by Councillors Bainbridge and Gibson, approves the Mayor's establishment of a charter school by issuing a charter to Andrew J. Brown Charter School, Inc. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Talley said that he would like to be added as a co-sponsor to this proposal.

Councillor Bainbridge said that he previously had some concerns about funding at the State level and about the funding for charter schools impacting Indianapolis Public Schools (IPS) funding, but is now satisfied that those concerns have been addressed. President Borst said that thanks to his father, Senator Larry Borst, and several others in State Legislature, the funding issues have been figured out in a way that everyone seems to be satisfied.

Councillor Nytes complimented the Legislature and the administration for coming up with a funding formula that seems to make everyone happy. She said that she does not want the City to lose sight of the fact that help is still needed in IPS to find alternative ways to finance capital improvements.

Councillor Gibson said that he is also pleased with the great fix the General Assembly has provided by separating school districts, and actually giving IPS an increase in funding, as well as helping charter schools.

Councillor Boyd asked if David Harris, director of the charter school program, could explain briefly the new funding. Mr. Harris said that charter schools are now funded as their own separate district, and IPS will not lose any funding. He added that charter schools will also have a benefit in borrowing to cover first semester costs, with 20 years to repay.

Councillor Coughenour moved, seconded by Councillor Gibson, for adoption. Proposal No. 213, 2003 was adopted on the following roll call vote; viz:

26 YEAS: Bainbridge, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, McWhirter, Moriarty Adams, Nytes, Schneider, Short, Smith, Soards, Talley, Tilford
1 NAY: Sanders
0 NOT VOTING:
2 ABSENT: Black, Massie

Councillor Sanders asked for consent to explain her vote. Consent was given. Councillor Sanders said that she has nothing against this charter applicant, but is philosophically against all charters.

Proposal No. 213, 2003 was retitled COUNCIL RESOLUTION NO. 72, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 72, 2003

A PROPOSAL FOR A COUNCIL RESOLUTION approving the Mayor's establishment of a charter school by issuing a charter to Andrew J. Brown Charter School, Inc.

WHEREAS, the Mayor is authorized by IC 20-5.5 to issue charters for chartered schools within the Consolidated City; and

WHEREAS, IC 20-5.5-3-4 requires that a majority of the members of the City-County Council approve the establishment of charter schools prior to the Mayor issuing a charter; and

WHEREAS, the Mayor has announced his intention to issue a charter for a charter school to Andrew J. Brown Charter School, Inc.; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. A majority of the members of the City-County Council hereby authorizes the Mayor to establish a charter school by issuing a charter to Andrew J. Brown Charter School, Inc.

SECTION 2. This resolution shall be in full force and effect from and after adoption.

Councillor Bainbridge reported that the Public Works Committee heard Proposal Nos. 198-204, 2003 on April 24, 2003. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 198, 2003. The proposal, sponsored by Councillor Coonrod, authorizes multi-way stops at 36th Place and Ireland Drive and at 36th Street and Wittfield Street (District 5). PROPOSAL NO. 199, 2003. The proposal, sponsored by Councillor Coughenour, authorizes intersection controls for the White Oak Woods Subdivision, Sections 1 and 2 (District 24). PROPOSAL NO. 200, 2003. The proposal, sponsored by Councillor Nytes, authorizes a multi-way stop at 32nd Street and Winthrop Avenue (District 22). PROPOSAL NO. 201, 2003. The proposal, sponsored by Councillor Langsford, authorizes multi-way stops at St. Clair Street and Layman Avenue and at St. Clair Street and Lesley Avenue (District 13). PROPOSAL NO. 202, 2003. The proposal, sponsored by Councillors Borst and Short, authorizes parking restrictions on Shelby Street near Naomi Street (Districts 21, 25). PROPOSAL NO. 203, 2003. The proposal, sponsored by Councillor Knox, authorizes parking restrictions on Farnsworth Street between Holt Road and Tibbs Avenue (District 17). PROPOSAL NO. 204, 2003. The proposal, sponsored by Councillor Knox, authorizes parking restrictions on Michigan Street between Alton Avenue and Tibbs Avenue (District 17). By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that they do pass. Councillor Bainbridge moved, seconded by Councillor Knox, for adoption. Proposal Nos. 198-204, 2003 were adopted on the following roll call vote; viz:

23 YEAS: Bainbridge, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gray, Horseman, Knox, Langsford, McWhirter, Moriarty Adams, Sanders, Schneider, Short, Smith, Tilford

0 NAYS:

4 NOT VOTING: Gibson, Nytes, Soards, Talley

2 ABSENT: Black, Massie

Proposal No. 198, 2003 was retitled GENERAL ORDINANCE NO. 37, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 37, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
20, 21	36 th Pl Ireland Dr	36 th Pl	Stop
20, 21	36 th St Wittfield St	36 th St	Stop

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
20, 21	36 th Pl Ireland Dr	None	All Way Stop
20, 21	36 th St Wittfield St	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 199, 2003 was retitled GENERAL ORDINANCE NO. 38, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 38, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
40	Dahoma Dr Durian Ln	Dahoma Dr	Stop
40	Dahoma Dr Jarrah Ct	Dahoma Dr	Stop
40	Dahoma Dr Oak Farm Dr	Dahoma Dr	Stop
40	Dahoma Dr Shelbyville Rd	Shelbyville Rd	Stop
40	Makore Ct Oak Farm Dr	Oak Farm Dr	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 200, 2003 was retitled GENERAL ORDINANCE NO. 39, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 39, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
18	32 nd St Winthrop Av	Winthrop Av	Stop

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
18	32 nd St Winthrop Av	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 201, 2003 was retitled GENERAL ORDINANCE NO. 40, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 40, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
26	St. Clair St Layman Av	St. Clair St	Stop
26	St. Clair St Lesley Av	St. Clair St	Stop

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
26	St. Clair St Layman Av	None	All Way Stop
26	St. Clair St Lesley Av	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 202, 2003 was retitled GENERAL ORDINANCE NO. 41, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 41, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 621-121, Parking prohibited at all times on certain streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-121, Parking prohibited at all times on certain streets, be and the same is hereby amended by the addition of the following, to wit:

Shelby Street, on the east side, from a point 100 feet south of Naomi Street,
to a point 100 feet north of Naomi Street

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 203, 2003 was retitled GENERAL ORDINANCE NO. 42, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 42, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 621-121, Parking prohibited at all times on certain streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-121, Parking prohibited at all times on certain streets, be and the same is hereby amended by the deletion of the following, to wit:

Farnsworth Street, on both sides, from Holt Road to a point 1,000 feet east of Holt Road

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-121, Parking prohibited at all times on certain streets, be and the same is hereby amended by the addition of the following, to wit:

Farnsworth Street, on both sides, from Holt Road to Tibbs Avenue

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 204, 2003 was retitled GENERAL ORDINANCE NO. 43, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 43, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 621-402, Bus stop and trolley stop zones.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-402, Bus stop and trolley stop zones, be and the same is hereby amended by the addition of the following, to wit:

Michigan Street, on the south side, from a point 75 feet west of Tibbs Avenue to Tibbs Avenue

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

President Borst convened the Police Special Service District Council.

**SPECIAL SERVICE DISTRICT COUNCILS
POLICE SPECIAL SERVICE DISTRICT**

PROPOSAL NO. 191, 2003. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 191, 2003 on April 16, 2003. The proposal, sponsored by Councillors Dowden and Moriarty Adams, approves a transfer of \$1,891,324 in the 2003 Budget of the Department of Public Safety, Police Division (Police General and Consolidated County Funds) to fund staffing at the new Arrestee Processing Center. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Dowden made the following motion:

Mr. Chairman:

I move to amend Proposal No. 191, 2003, as follows:

SECTION 5 is changed to reflect a correction of the revenues, appropriations and fund balance for the Consolidated County Fund.

SECTION 6 of Proposal No. 191, 2003, shall be and is hereby renumbered as SECTION 7, and a new SECTION 6 shall be added to reflect an addition of 76 civilian full time equivalent positions.

Councillor Smith seconded the motion and Proposal No. 191, 2003 was amended by a unanimous voice vote.

Councillor Horseman asked why this appropriation was not included in the budget. Councillor Dowden said that it was included in the budget, but that it was included in the Sheriff's budget. It was decided that the City Police will actually run the processing center, and so these dollars need to be transferred out of the Sheriff's budget into the Indianapolis Police Department's budget.

President Borst called for public testimony at 9:00 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Moriarty Adams, for adoption as amended. Proposal No. 191, 2003, as amended, was adopted on the following roll call vote; viz:

23 YEAS: Bainbridge, Borst, Boyd, Bradford, Brens, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Knox, Langsford, McWhirter, Moriarty Adams, Sanders, Schneider, Short, Smith, Tilford

1 NAY: Horseman

3 NOT VOTING: Nytes, Soards, Talley

2 ABSENT: Black, Massie

Proposal No. 191, 2003, as amended, was retitled POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 1, 2003, and reads as follows:

POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 1, 2003

A POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE amending the Police Special Service District Budget for 2003 (Police Special Service District Ordinance No. 3, 2002) transferring and appropriating One Million Eight Hundred Nine-one Thousand Three Hundred Twenty-four Dollars (\$1,891,324) in the Police General and Consolidated County Funds for purposes of the Department of Public Safety, Police Division, and reducing certain other appropriations for that division.

BE IT ORDAINED BY THE POLICE SPECIAL SERVICE DISTRICT COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 of the Police Special Service District Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Public Safety, Police Division to fund staffing at the Arrestee Processing Center designed to alleviate jail overcrowding, financed by a transfer between characters.

SECTION 2. The sum of One Million Eight Hundred Nine-one Thousand Three Hundred Twenty-four Dollars (\$1,891,324) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>DEPARTMENT OF PUBLIC SAFETY, POLICE DIVISION</u>	<u>POLICE GENERAL FUND</u>
1. Personal Services	1,843,607
2. Supplies and Materials	29,817
4. Capital Outlays	23,800
TOTAL INCREASE	1,891,324

SECTION 4. The said additional appropriation is funded by the following transfers or reductions:

<u>DEPARTMENT OF PUBLIC SAFETY, POLICE DIVISION</u>	<u>POLICE GENERAL FUND</u>
3. Other Services and Charges	1,725,812
TOTAL DECREASE	1,725,812

<u>DEPARTMENT OF PUBLIC SAFETY POLICE DIVISION</u>	<u>CONSOLIDATED COUNTY FUND</u>
1. Personal Services	165,512
TOTAL DECREASE	165,512

SECTION 5. The projected December 31, 2003, fund balance for the Consolidated County Fund is as follows:

Cash balance as of December 31, 2002	41,463,009
Estimated 2003 revenues (2003 budgeted plus new revenues)	52,086,015
Projected funds available	93,539,024
2003 appropriations, including prior year carryover encumbrances	70,143,078
Proposed appropriation reduction (Proposal No. 191, 2003)	-165,512
Pending additional appropriation requests (Proposal No. 144, 2003)	98,470
Total Requirements	70,076,036
Projected fund balance December 31, 2003	23,462,989

SECTION 6. Approved positions.

Section 5 (c) of Police Special Service District Fiscal Ordinance 3, 2002 is hereby amended by approving the addition of 76 Civilian FTE positions, as shown below.

Department	Division	Position Type	2003 Approved
Public Safety	Police	Full Time (Civilian) FTE	367.94
Public Safety	Police	Uniform (sworn) FTE	1,224.50
Public Safety	Police	Part Time FTE	6.42
Public Safety	Police	School Crossing Guard FTE	15.36
Police Total (as amended by this proposal)			1,614.22

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

President Borst convened the Fire Special Service District Council.

**FIRE SPECIAL SERVICE DISTRICT
SPECIAL ORDERS - PUBLIC HEARING**

Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 189 and 190, 2003 on April 16, 2003. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 189, 2003. The proposal, sponsored by Councillors Dowden and Moriarty Adams, approves an increase of \$64,246 in the 2003 Budget of the Department of Public Safety, Fire Division (Federal Grants Fund) to pay for costs incurred by FEMA'S (Federal Emergency Management Agency) Urban Search and Rescue Team Indiana Task Force One to aid in the Columbia Space Shuttle Disaster recovery, financed by a federal grant. PROPOSAL NO. 190, 2003. The proposal, sponsored by Councillors Dowden and Moriarty Adams, approves an appropriation of \$2,772 in the 2003 Budget of the Department of Public Safety, Fire Division (Fire General Fund) to support the SAFE KIDS BUCKLE UP CSSIS (Child Safety Seat Inspection Station) program, financed by a grant (The grant is from a partnership with United Auto Workers, the General Motors Center for Human Resources-Health and Safety, and General Motors.). By 5-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass.

President Borst called for public testimony at 9:02 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Moriarty Adams, for adoption. Proposal Nos. 189 and 190, 2003 were adopted on the following roll call vote; viz:

24 YEAS: Bainbridge, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, McWhirter, Moriarty Adams, Sanders, Schneider, Short, Smith, Tilford
0 NAYS:
3 NOT VOTING: Nytes, Soards, Talley
2 ABSENT: Black, Massie

Proposal No. 189, 2003 was retitled FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 4, 2003, and reads as follows:

FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 4, 2003

A FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE amending the Fire Special Service District Budget for 2003 (Fire Special Service District Ordinance No. 4, 2002) appropriating an additional Sixty Four Thousand Two Hundred and Forty-six Dollars (\$64,246) in the Federal Grants Fund for purposes of the Department of Public Safety, Fire Division, and reducing the unappropriated and unencumbered balance in the Federal Grants Fund.

**BE IT ORDAINED BY THE FIRE SPECIAL SERVICE DISTRICT COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 of the Fire Special Service District Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Public Safety, Fire Division, to pay for costs incurred by the Federal Emergency Management Agency's (FEMA) Urban Search and Rescue Team Indiana Task Force One to aid in the Columbia Space Shuttle Disaster recovery, financed by a federal grant.

SECTION 2. The sum of Sixty Four Thousand Two Hundred and Forty Six Dollars (\$64,246) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>DEPARTMENT OF PUBLIC SAFETY, FIRE DIVISION</u>	<u>FEDERAL GRANTS FUND</u>
3. Other Services and Charges	64,246
TOTAL INCREASE	64,246

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
Federal Grants Fund	64,246
TOTAL REDUCTION	64,246

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC36-3-4-14.

Proposal No. 190, 2003 was retitled FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 5, 2003, and reads as follows:

FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 5, 2003

A FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE amending the Fire Special Service District Budget for 2003 (Fire Special Service District Ordinance No. 4, 2002) appropriating an additional Two Thousand Seven Hundred and Seventy-two Dollars (\$2,772) in the Fire General Fund for purposes of the Department of Public Safety, Fire Division, and reducing the unappropriated and unencumbered balance in the Fire General Fund.

BE IT ORDAINED BY THE FIRE SPECIAL SERVICE DISTRICT COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 of the Fire Special Service District Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Public Safety, Fire Division to support the SAFE KIDS BUCKLE UP Child Safety Seat Inspection Station (CSSIS) program, which supplements the current Permanent Fitting Station Carseat grant, financed by a grant from a partnership with United Auto Workers (UAW), the General Motors Center for Human Resources-health and Safety, and General Motors.

SECTION 2. The sum of Two Thousand Seven Hundred and Seventy-two Dollars (\$2,772) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>DEPARTMENT OF PUBLIC SAFETY, FIRE DIVISION</u>	<u>FIRE GENERAL FUND</u>
2. Materials and Supplies	2,501
3. Other Services and Charges	271
TOTAL INCREASE	2,772

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>FIRE GENERAL FUND</u>
Unappropriated and Unencumbered	
Fire General Fund	2,772
TOTAL REDUCTION	2,772

SECTION 5. The projected December 31, 2003, fund balance for the Fire General Fund is as follows:

Cash balance as of December 31, 2002	9,129,584
Estimated 2003 revenues (2003 budgeted plus new revenues)	54,036,903
Projected funds available	63,163,715
2003 appropriations, including prior year carryover encumbrances	57,107,686
Proposed appropriation (Proposal No. 190, 2003)	2,772
Projected fund balance December 31, 2003	6,053,257

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

NEW BUSINESS

Councillor Bradford stated that each Councillor should have received a bag in their mailboxes to fill with food pantry items for the Damien Center. He said that any help would be greatly appreciated. Councillor Horseman challenged the Republican caucus to contribute more than the Democrat caucus.

ANNOUNCEMENTS AND ADJOURNMENT

The President said that the docketed agenda for this meeting of the Council having been completed, the Chair would entertain motions for adjournment.

Councillor Boyd stated that he had been asked to offer the following motion for adjournment by:

- (1) Councillor Horseman in memory of Joseph Seyfried; and
- (2) Councillor Tilford in memory of Robert Henry "Pat" Stark.

Councillor Boyd moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of Joseph Seyfried and Robert Henry "Pat" Stark. He respectfully asked the support of fellow Councillors. He further requested that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the families advising of this action.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 9:04 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 28th day of April, 2003.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.



President

ATTEST:



Assistant Clerk of the Council

(SEAL)

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, MAY 12, 2003**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:13 p.m. on Monday, May 12, 2003, with President Borst presiding.

Councillor Smith led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

President Borst instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

29 PRESENT: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford

A quorum of twenty-nine members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

President Borst said that it is good to see Councillor Black out of the hospital and looking fit. Councillor Black thanked all his friends and associates who came to visit him in the hospital and said that it is nice to know that despite political affiliations, this body can rally around each other when needed. President Borst welcomed the President of the United States, George W. Bush, to the City of Indianapolis this evening. Councillor McWhirter recognized Roger Bowser, candidate for City-County Council. Councillor Gray introduced Justin Brown, a student of Cathedral High School, and future governor material. Councillor Horseman recognized Ricardo Gambetta, the Director of Latino Affairs for the Mayor's Office.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA

Ladies And Gentlemen :

You are hereby notified the REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, May 12, 2003, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Philip C. Borst, D.V.M.
President, City-County Council

April 29, 2003

TO PRESIDENT BORST AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the *Court & Commercial Record* on Wednesday, April 30, 2003, and in the *Indianapolis Star* on Thursday, May 1, 2003, a copy of a Notice of Public Hearing on Proposal Nos. 188, 234-237, and 239, 2003, said hearing to be held on Monday, May 12, 2003, at 7:00 p.m. in the City-County Building.

Respectfully,
s/Peggy Stawick
Assistant Clerk of the City-County Council

May 9, 2003

TO PRESIDENT BORST AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have approved with my signature and delivered this day to the Clerk of the City-County Council, Suellen Hart, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 38, 2003 - approves an increase of \$35,636 in the 2003 Budget of the Pike Township Assessor (County General Fund) to pay the unpaid rent for 2002, financed by fund balances

FISCAL ORDINANCE NO. 45, 2003 - approves an appropriation of \$2,710,000 in the 2003 Budget of the Department of Public Works, (Transportation General Fund) to fund unanticipated levels of snow and ice removal, and pothole repair efforts caused by near record amounts of snow fall this winter season, financed by fund balances

GENERAL ORDINANCE NO. 36, 2003 - concerns the resale of admission tickets of any National Collegiate Athletic Association Division 1 Final Four Basketball Championships

GENERAL ORDINANCE NO. 37, 2003 - authorizes multi-way stops at 36th Place and Ireland Drive and at 36th Street and Wittfield Street (District 5)

GENERAL ORDINANCE NO. 38, 2003 - authorizes intersection controls for the White Oak Woods Subdivision, Sections 1 and 2 (District 24)

GENERAL ORDINANCE NO. 39, 2003 - authorizes a multi-way stop at 32nd Street and Winthrop Avenue (District 22)

GENERAL ORDINANCE NO. 40, 2003 - authorizes multi-way stops at St. Clair Street and Layman Avenue and at St. Clair Street and Lesley Avenue (District 13)

GENERAL ORDINANCE NO. 41, 2003 - authorizes parking restrictions on Shelby Street near Naomi Street (Districts 21, 25)

GENERAL ORDINANCE NO. 42, 2003 - authorizes parking restrictions on Farnsworth Street between Holt Road and Tibbs Avenue (District 17)

GENERAL ORDINANCE NO. 43, 2003 - authorizes parking restrictions on Michigan Street between Alton Avenue and Tibbs Avenue (District 17)

SPECIAL ORDINANCE NO. 3, 2003 - approves the issuance of refunding bonds in an amount not to exceed Five Million Dollars to refund outstanding general obligation bonds issued originally in 1987, for debt service savings due to decrease in interest costs

GENERAL RESOLUTION NO. 2, 2003 - approves the issuance of special taxing district bonds of the Park District of the City of Indianapolis, Indiana, to be designated as "City of Indianapolis, Indiana, Park District Refunding Bonds of 2003, Series A," in an aggregate principal amount not to exceed Ten Million Dollars

GENERAL RESOLUTION NO. 3, 2003 - approves the appropriation of refunding bond proceeds in an amount not to exceed Five Million Dollars, issued to refund outstanding general obligation bonds issued originally in 1987, for debt service savings due to decrease in interest costs

GENERAL RESOLUTION NO. 4, 2003 - approves the issuance of special taxing district bonds of the Metropolitan Thoroughfare District of the City of Indianapolis, Indiana, to be designated as "City of Indianapolis, Indiana, Metropolitan Thoroughfare District Refunding Bonds of 2003, Series A," in an aggregate principal amount not to exceed Thirty Million Dollars

GENERAL RESOLUTION NO. 5, 2003 - approves the issuance of special taxing district bonds of the Metropolitan Thoroughfare District of the City of Indianapolis, Indiana, to be designated as "City of Indianapolis, Indiana, Metropolitan Thoroughfare District Bonds of 2003, Series A," in an original aggregate amount not to exceed Six Million Dollars

GENERAL RESOLUTION NO. 6, 2003 - approves the issuance of special taxing district bonds of the Sanitary District of the City of Indianapolis, Indiana, to be designated as "City of Indianapolis, Indiana, Sanitary District Refunding Bonds of 2003, Series A," in an aggregate principal amount not to exceed Twenty Million Dollars

GENERAL RESOLUTION NO. 7, 2003 - approves the issuance of special taxing district bonds of the Flood Control District of the City of Indianapolis, Indiana, to be designated as "City of Indianapolis, Indiana, Flood Control District Bonds of 2003, Series A," in an original aggregate principal amount not to exceed Twenty Million Dollars

SPECIAL RESOLUTION NO. 19, 2003 - recognizes the April 12, 2003 Warren Pride Community Cleanup Day

SPECIAL RESOLUTION NO. 20, 2003 - recognizes the Class 3A State Basketball Champion Bishop Chatard Trojans

SPECIAL RESOLUTION NO. 21, 2003 - recognizes the Beech Grove High School's first girls Class 3A state championship title

SPECIAL RESOLUTION NO. 22, 2003 - recognizes Workers Memorial Day being celebrated today, April 28, 2003

SPECIAL RESOLUTION NO. 23, 2003 - recognizes the Bishop Chatard High School state football champions

SPECIAL RESOLUTION NO. 24, 2003 - an inducement resolution for Phoenix Apartments (to be renamed "Avondale Village") in an amount not to exceed \$12,000,000 which consists of the acquisition and rehabilitation of an existing 328-unit apartment complex on an approximately 10.31 acre parcel of land located at 4004 Meadows Drive (District 11)

SPECIAL RESOLUTION NO. 25, 2003 - determines the need to lease office space at 2525 North Shadeland Avenue for the Northeast Community Office of the Marion Superior Court Probation Department, Adult Services Division

POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 1, 2003 - approves a transfer of \$1,891,324 in the 2003 Budget of the Department of Public Safety, Police Division (Police General and Consolidated County Funds) to fund staffing at the new Arrestee Processing Center

FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 4, 2003 - approves an increase of \$64,246 in the 2003 Budget of the Department of Public Safety, Fire Division (Federal Grants Fund) to pay for costs incurred by FEMA'S (Federal Emergency Management Agency) Urban Search and Rescue Team Indiana Task Force One to aid in the Columbia Space Shuttle Disaster recovery, financed by a federal grant

FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 5, 2003 - approves an appropriation of \$2,772 in the 2003 Budget of the Department of Public Safety, Fire Division (Fire General Fund) to support the SAFE KIDS BUCKLE UP CSSIS (Child Safety Seat Inspection Station) program, financed by a grant

(The grant is from a partnership with United Auto Workers, the General Motors Center for Human Resources-Health and Safety, and General Motors.)

Respectfully,
s/Bart Peterson, Mayor

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF THE JOURNAL

The President called for additions or corrections to the Journal of April 28, 2003. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS

President Borst passed the gavel to Vice-President Coughenour.

PROPOSAL NO. 246, 2003. The proposal, sponsored by Councillors Borst and Boyd, remembers the life of Sam Jones. Councillor Boyd read the proposal and presented representatives with copies of the document and Council pins. Councillor Borst stated that Mr. Jones was a very special person who was a great help to him in his 24 years in leadership in this City, and he has the utmost respect for him. Mr. Jones' son, Reverend Michael Jones, thanked the Council for the recognition. Councillor Borst moved, seconded by Councillor Boyd, for adoption. Proposal No. 246, 2003 was adopted by a unanimous voice vote.

Proposal No. 246, 2003 was retitled SPECIAL RESOLUTION NO. 18, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 18, 2003

A SPECIAL RESOLUTION remembering the life of Sam Jones.

WHEREAS, Sam Jones was a civil rights giant in Indianapolis, not from flamboyant theatrics, but by his consistent unpretentious demeanor as head of the Indianapolis Urban League; and

WHEREAS, the local Urban League is an interracial nonpartisan charitable organization whose roots go back to a job opportunities program started by the Quakers in 1952, which in 1966 evolved into today's Urban League with Sam Jones as its only President until he retired last year; and

WHEREAS, growing up in Mississippi, Mr. Jones lived in a climate of unequal privileges and opportunities, but he spent his adult life doing something about it; and

WHEREAS, in Indianapolis, Sam Jones was the go-to guy, his Urban League created scholarships, moved its office to Indiana Avenue, helped get rid of discriminatory laws, worked on education to make people qualified for better jobs, police relations, and calmed the waters – most notably on April 4, 1968, after Reverend Martin Luther King, Jr. was murdered, Sam Jones, Mayor Richard Lugar, and Robert Kennedy who was in Indianapolis campaigning all successfully appealed to the shocked crowds to refrain from destroying their neighborhoods; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council remembers with awe and respect Sam Jones who in a very positive manner impacted the lives of countless people in the city of Indianapolis.

SECTION 2. Sam Jones' legacy will continue through the lives of his widow Prethenia, their children Sam, Jr., Rev. Michael Jones, and Marya Overby, through the Urban League organization, and through the spirit of his successful leadership style that got things done.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Vice-President Coughenour returned the gavel to President Borst.

PROPOSAL NO. 273, 2003. The proposal, sponsored by Councillor Horseman, recognizes the third anniversary of the newspaper "La Voz de Indiana." Councillor Horseman read the proposal and presented copies of the document and Council pins to representatives. Liliana Hamnik, founder of "La Voz de Indiana," thanked the Council for the recognition. Councillor Horseman moved, seconded by Councillor Sanders, for adoption. Proposal No. 273, 2003 was adopted by a unanimous voice vote.

Proposal No. 273, 2003 was retitled SPECIAL RESOLUTION NO. 26, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 26, 2003

A SPECIAL RESOLUTION recognizing the Third Anniversary of the newspaper "La Voz de Indiana".

WHEREAS, Liliana Hamnik arrived in the United States from her native Medellin, Columbia, in 1998 after a fruitful career with various communications companies and after receiving high reviews for her industrial design work; and

WHEREAS, however, as it the case with many professional Latinos who come to the USA, Liliana faced the language barrier, which she overcame by months of arduous studying and force of will; and

WHEREAS, she entered the radio broadcast industry, and then took a large leap of faith and a great challenge by founding her own communications company; and

WHEREAS, one night it occurred to her that the community needs a newspaper that would help others overcome the barriers that she faced and for those who lack the language or know-how experience to communicate with government; and

WHEREAS, thus "La Voz de Indiana", or "The Voice of Indiana" was born, and three years later "La Voz" is stronger than ever; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council commends Liliana Hamnik for her vision, talent and energy for founding and nurturing "La Voz de Indiana" newspaper as an important vehicle of information for the Latino community.

SECTION 2. She is showing that she has what it takes to see an enterprise grow and prosper.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto:

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 274, 2003. The proposal, sponsored by Councillor Smith, recognizes local law enforcement officers and employees called to active duty during Operation Iraqi Freedom. Councillor Smith read the proposal and presented copies of the document and Council pins to

representatives. Councillor Smith moved, seconded by Councillor Soards, for adoption. Proposal No. 274, 2003 was adopted by a unanimous voice vote.

Proposal No. 274, 2003 was retitled COUNCIL RESOLUTION NO. 73, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 73, 2003

A COUNCIL RESOLUTION recognizing local law enforcement officers and employees called to active duty during Operation Iraqi Freedom.

WHEREAS, citizen soldiers train for the eventuality that they might be called to active duty, and as a national defense policy the Guard and Reserve have taken on increasingly important responsibilities in the armed forces; and

WHEREAS, law enforcement officers have already made the commitment to place themselves in jeopardy for a stronger community; and

WHEREAS, Indiana and Indianapolis have a long tradition of responding to calls to arms dating back to at least the Civil War; and

WHEREAS, being activated, sometimes on short notice, is very disruptive to a service man's and woman's home life, but Guard and Reserve members pack their duffel bags and go when ordered; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Indianapolis is proud of its service men and women who are responding to their duty during the increased callup for Operation Iraqi Freedom and America's other national defense obligations both foreign and domestic.

SECTION 2. According to the Indianapolis Fraternal Order of Police, Lodge No. 86, the following law enforcement personnel have been called to active duty: Indianapolis Police Department Daniel Bennett, Douglas Johnson, Madeline Lothamer, Matthew McFadden, Gregory Scott, Todd Scroggins, Brendan Smith, Thomas Westrick, Jr., and William Wilson; IPD civilians Jason Sumner and Kristopher Watts; Marion County Sheriff Deputies Terrance Fulner, Jason McGaha, Michael Reddick, James Richards, Eric Snow, Monty Tuttle and William Woolen; and Beech Grove Police Department Joel Comstock.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 275, 2003. The proposal, sponsored by Councillors Langsford and Gray, recognizes Thomas Hanify for his work with Indianapolis Metropolitan Professional Firefighters Local 416, and wishes him well as President of the Professional Fire Fighters Union of Indiana. Councillor Langsford read the proposal and presented Mr. Hanify with a copy of the document and a Council pin. Mr. Hanify said that it has been a pleasure to serve and he plans on staying in the City and continuing to be active in the community. He said that he appreciated former Council President Dr. Beurt SerVaas's leadership and support over the years. Councillors Smith, Conley, and Black expressed their appreciation to Mr. Hanify for all he's done for the community. Councillor Langsford moved, seconded by Councillor Gray, for adoption. Proposal No. 275, 2003 was adopted by a unanimous voice vote.

Proposal No. 275, 2003 was retitled SPECIAL RESOLUTION NO. 27, 2003, and reads as follows:

May 12, 2003

CITY-COUNTY SPECIAL RESOLUTION NO. 27, 2003

A SPECIAL RESOLUTION recognizing Thomas Hanify for his work with Indianapolis Metropolitan Professional Firefighters Local 416, and wishing him well as President of the Professional Fire Fighters Union of Indiana.

WHEREAS, Thomas Hanify is a native of New York, but moved to Indianapolis as soon as he got out of the Army; and

WHEREAS, he was hired by the Indianapolis Fire Department on November 3, 1980, became a fire department union trustee three years later, and by 1987 was the union's Treasurer; and

WHEREAS, since 1993, Tom has been President of the Indianapolis Metropolitan Firefighters Local 416, representing 2,300 career firefighters and 400 retirees from throughout Central Indiana; and

WHEREAS, as President, Tom grew Local 416 into the tenth largest union in the International Association of Fire Fighters, renovated an old fire station to serve as Local 416 Headquarters, to house the Survive Alive fire safety education program, and to serve as a boost to revitalizing old Massachusetts Avenue, along with his push for improvements in firefighter's fitness, safety, wellness, and political activism; and

WHEREAS, in 2002, Thomas Hanify was elected President of the Professional Fire Fighters Union of Indiana to represent the 6,000 career firefighters in cities throughout Indiana; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes Thomas Hanify for his decade of leadership as President of the Indianapolis Metropolitan Professional Firefighters Local 416, and wishes him well in his new post as head of the state firefighter's union.

SECTION 2. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 276, 2003. The proposal, sponsored by Councillor Borst, appoints Daniel T. Moriarty to the Common Construction Wage Committee for Perry Township. President Borst stated that these appointments often come before the Committee of the Whole because of time sensitive issues. Councillor Talley moved, seconded by Councillor Cockrum, to suspend the Rules of the Council and vote on Proposal No. 276, 2003 this evening without referring the proposal to a Committee. The Rules were suspended by a unanimous voice vote. Councillor Coughenour moved, seconded by Councillor Cockrum, for adoption. Proposal No. 276, 2003 was adopted by a unanimous voice vote.

Proposal No. 276, 2003 was retitled COUNCIL RESOLUTION NO. 74, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 74, 2003

A COUNCIL RESOLUTION appointing Daniel T. Moriarty to the Common Construction Wage Committee for Perry Township.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Common Construction Wage Committee for Perry Township, the Council appoints:

Daniel T. Moriarty

SECTION 2. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and qualifies.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 261, 2003. Introduced by Councillors McWhirter and Sanders. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$800,000 in the 2003 Budget of the Office of the City Controller (City Cumulative Capital Improvement Fund) to provide funding for certain capital improvements for the Indianapolis Housing Authority, financed by fund balances"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 262, 2003. Introduced by Councillors Cockrum and Brents. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves a transfer of \$50,000 in the 2003 Budget of the Department of Parks and Recreation (Park General Fund) to cover overtime costs incurred while assisting Department of Public Works in snow removal and pothole repairs during the latest winter season"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 263, 2003. Introduced by Councillors Cockrum and Brents. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves a transfer of \$45,000 in the 2003 Budget of the Department of Parks and Recreation (Transportation General Fund) to employ an inspector for street trees in the public right of way"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 264, 2003. Introduced by Councillors Dowden, Moriarty Adams, Talley, and Soards. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$245,000 in the 2003 Budget of the Department of Public Safety, Police Division (City Cumulative Capital Improvement Fund) to use as matching requirements for a Department of Justice Block Grant to purchase police vehicles, financed by fund balances"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 265, 2003. Introduced by Councillors Dowden, Moriarty Adams, and Talley. The Clerk read the proposal entitled: "A Proposal for a Fire Special Service District Ordinance which approves a transfer of \$8,565 in the 2003 Budget of the Department of Public Safety, Fire Division (Non-Lapsing Federal Grants Fund) to purchase an educational robot to further the Survive Alive mission of fire safety education in schools, churches, youth serving agencies, and community events"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 266, 2003. Introduced by Councillors Dowden, Moriarty Adams, and Talley. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$250,000 in the 2003 Budget of the Department of Public Safety, Emergency Management and Planning Division (Non-Lapsing Federal Grants Fund) to assist in the critical initial response effort by providing funding and contract requirements to each Metropolitan Medical Response System jurisdiction to purchase the local supplies needed to respond to a weapons of mass destruction event, financed by a federal grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 267, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$346,062 in the 2003

Budgets of the County Auditor and the Prosecuting Attorney (State and Federal Grants Fund) to support the efforts of the Adult Protective Services Unit, funded by a state and federal grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 268, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$60,000 in the 2003 Budgets of the County Auditor and the Prosecuting Attorney (State and Federal Grants Fund) to provide partial funding for both the Community Court Coordinator and the Resource Coordinator, funded by a federal grant (U.S. Department of Justice, Office of Justice Programs)"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 269, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$7,000 in the 2003 Budgets of the County Auditor and the Marion County Superior Court (County Grants Fund) to provide local hosting and program arrangements for the Library of Congress-Open World Russian Leadership Program, funded by a grant from the Academy for Educational Development"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 270, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$10,000 in the 2003 Budget of the Marion County Superior Court (Drug Treatment Diversion Fund) to provide drug testing and incentives for Drug Treatment Court participants, financed by fund balances"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 271, 2003. Introduced by Councillor McWhirter. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which creates the Capital Lease Fund as a nonreverting fund"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 272, 2003. Introduced by Councillors Borst, Dowden, Boyd, and Soards. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which establishes a Marion County Criminal Justice Planning Commission"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 281, 2003. Introduced by Councillor Massie. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Matt Klein to the Board of Ethics"; and the President referred it to the Rules and Public Policy Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NOS. 277-280, 2003. Introduced by Councillor Langsford. Proposal Nos. 277-280, 2003 are proposals for Rezoning Ordinances certified by the Metropolitan Development Commission on May 8, 2003. The President called for any motions for public hearings on any of those zoning maps changes. There being no motions for public hearings, the proposed ordinances, pursuant to IC 36-7-4-608, took effect as if adopted by the City-County Council, were retitled for identification as REZONING ORDINANCE NOS. 58-61, 2003, the original copies of which ordinances are on file with the Metropolitan Development Commission, which were certified as follows:

REZONING ORDINANCE NO. 58, 2003.

2002-ZON-177

4900 EAST THOMPSON ROAD (approximate address), INDIANAPOLIS.

PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 24

CHRIS HORTON AND CHIP BARNES request a rezoning of 1.51 acres, being in the D-A District, to the C-4 classification to provide for the construction of a 6,000 square foot automotive parts store.

REZONING ORDINANCE NO. 59, 2003.

2003-ZON-026

8400 CLEAR VISTA PLACE (approximate address), INDIANAPOLIS.

LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT # 4

COLLINS GROUP, INC., by Brian J. Tuohy, request a rezoning of 6.76 acres, being in the D-P District, to the C-1 classification to provide for office uses.

REZONING ORDINANCE NO. 60, 2003.

2003-ZON-802 (2002-DP-021)

5101 SOUTH FRANKLIN ROAD and 9107 EAST THOMPSON ROAD (approximate address), INDIANAPOLIS.

FRANKLIN TOWNSHIP, COUNCILMANIC DISTRICT # 23

STAFFORD DEVELOPMENT, INC., by David A. Retherford, requests a rezoning of 168.5 acres, being in the I-2-S District, to the D-P classification to provide for a church and a single-family residential development, with a density of 3.23 units per acre.

REZONING ORDINANCE NO. 61, 2003.

2003-ZON-808

4149 and 4153 BOULEVARD PLACE (approximate address), INDIANAPOLIS.

WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT #6

TANGERINE CORPORATION., by Thomas Engle, requests a rezoning of 0.25 acres, being in the D-5 District, to the C-3C classification to legally establish neighborhood commercial uses and two dwelling units.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 142, 2003. The proposal, sponsored by Councillors McWhirter, Nytes, Knox, and Brents, approves an increase of \$450,000 in the 2003 Budget of the Office of the Controller (City Cumulative Capital Improvement Fund) to acquire the property formerly occupied by Central State Hospital and to begin environmental surveys and preliminary design for a temporary facility to house the IPD mounted patrol, financed by fund balances. Councillor McWhirter stated that the Administration and Finance Committee has not yet heard Proposal No. 142, 2003. She moved, seconded by Councillor Bainbridge, to postpone Proposal No. 142, 2003 until June 2, 2003. Proposal No. 142, 2003 was postponed by a unanimous voice vote.

PROPOSAL NO. 188, 2003. Councillor Cockrum reported that the Parks and Recreation Committee heard Proposal No. 188, 2003 on April 17, 2003. Due to the proposal being amended in Committee for an increased amount, the proposal was postponed in Council on April 28, 2003 to meet advertising requirements. The proposal, sponsored by Councillors Cockrum and Douglas, approves an increase of \$50,000 in the 2003 Budget of the Department of Parks and Recreation (Non-Lapsing Federal Grants Fund and Park General Fund) to aid in reforestation efforts in Perry Township and Warren Township to replace trees that were lost in 2002 from a tornado, financed by a federal grant and from fund balance. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Cockrum moved, seconded by Councillor Douglas, for adoption. Proposal No. 188, 2003, as amended, was adopted on the following roll call vote; viz:

28 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nyles, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford

0 NAYS:

1 NOT VOTING: Gray

Proposal No. 188, 2003, as amended, was retitled FISCAL ORDINANCE NO. 46, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 46, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance 99, 2002) appropriating Fifty Thousand Dollars (\$50,000) in the Non-Lapsing Federal Grants Fund and Park General Fund for purposes of the Department of Parks and Recreation and reducing the unappropriated and unencumbered balance in the Non-Lapsing Federal Grants Fund and the Park General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01(l) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Parks and Recreation to aid in reforestation efforts in Perry Township and Warren Township to replace trees that were lost in 2002 from a tornado, financed by a federal grant and fund balance.

SECTION 2. The sum of Fifty Thousand Dollars (\$50,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>DEPARTMENT OF PARKS AND RECREATION</u>	<u>NON-LAPSING FEDERAL GRANTS FUND</u>
2. Materials and Supplies	<u>20,000</u>
TOTAL INCREASE	20,000
<u>DEPARTMENT OF PARKS AND RECREATION</u>	<u>PARK GENERAL FUND</u>
2. Materials and supplies	<u>30,000</u>
TOTAL INCREASE	30,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>NON-LAPSING FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
Non-Lapsing Federal Grants balance	<u>20,000</u>
TOTAL REDUCTION	20,000
	<u>PARK GENERAL FUND</u>
Unappropriated and Unencumbered	
Park General Fund	<u>30,000</u>
TOTAL REDUCTION	30,000

SECTION 5. The activity hereby approved through this ordinance is partially funded by a federal grant. Matching funds have already been appropriated in the 2003 budget, as follows:

<u>DEPARTMENT OF PARKS AND RECREATION</u>	<u>PARK GENERAL FUND</u>
2. Materials and Supplies	17,700

SECTION 6. Except to the extent of matching funds approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 7. The projected December 31, 2003, fund balance for the Park General Fund is as follows:

Cash balance as of December 31, 2002	13,328,872
Estimated 2003 revenues (2003 budget plus new revenues)	<u>25,633,965</u>
Projected funds available	38,962,837
2003 appropriations, including prior year carryover encumbrances	36,663,843
Proposed appropriation (Proposal No. 188, 2003)	<u>30,000</u>
Total requirements	36,693,843
Projected fund balance December 31, 2003	2,298,994

SECTION 8. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SECTION 9. This appropriation shall be in addition to all appropriations provided for in the regular budget and levy, and shall continue in effect until the completion of the program described in Section 1 above.

Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 234-237 and 239, 2003 on May 8, 2003. He stated that he was absent from that meeting, and he deferred to Councillor Smith for the Committee report. Councillor Smith asked for consent to hear these proposals together. Councillor Schneider said that he would like for Proposal No. 235, 2003 to be voted on separately. Consent was given to hear Proposal Nos. 234, 236, 237, and 239, 2003 together.

PROPOSAL NO. 234, 2003. The proposal, sponsored by Councillors Dowden, Moriarty Adams, and Talley, approves an increase of \$47,255 in the 2003 Budgets of the County Auditor and the County Sheriff (County Grants Fund) to pay one officer to transport prisoners from Marion County Lock-Up for screening and treatment for sexually transmitted diseases, funded by a grant from Health and Hospital Corporation and Marion County Health Department. PROPOSAL NO. 236, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$149,912 in the 2003 Budgets of the County Auditor and the Marion County Justice Agency (State and Federal Grants Fund) to appropriate funds for the salary of a Project Safe Neighborhoods Researcher, other contractual work, and travel expenses, funded by a federal grant (Project Safe Neighborhoods Research Partner/Crime Analyst Grant). PROPOSAL NO. 237, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$445,100 in the 2003 Budgets of the County Auditor and the Marion County Justice Agency (State and Federal Grants Fund) to appropriate funds for the salaries and fringes for Metro Drug Task Force employees, funded by a state grant (Metro Drug Task Force Grant) (The local match of \$564,601 is funded by Indianapolis Police Department (\$513,776) and the County Sheriff (\$50,825)). PROPOSAL NO. 239, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$110,000 in the 2003 Budget of the Marion Superior Court, Juvenile Division (Juvenile Probation Fund) to increase funding for juvenile probation, funded by the increase of revenue generated by the Court. By unanimous votes, the Committee reported the proposals to the Council with the recommendation that they do pass.

Councillor Coughenour said that the local match on Proposal No. 237, 2003 is more than the appropriation. President Borst said that sometimes the local match is more because the proposal is only for an increase in the appropriation and not the overall grant. Dan Jones, Deputy Auditor, said that this is a supplement to the existing grant. He added that local matches are not always exact dollar for dollar and can sometimes be a little more or a little less.

President Borst called for public testimony at 8:00 p.m. There being no one present to testify, Councillor Smith moved, seconded by Councillor Talley, for adoption. Proposal Nos. 234, 236, 237, and 239, 2003 were adopted on the following roll call vote; viz:

29 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nyles, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford
0 NAYS:

Proposal No. 234, 2003 was retitled FISCAL ORDINANCE NO. 47, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 47, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Forty-seven Thousand Two Hundred Fifty-five Dollars (\$47,225) in the County Grants Fund for purposes of the County Auditor and the County Sheriff and reducing the unappropriated and unencumbered balance in the County Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (g) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Auditor and the County Sheriff to pay one officer to transport prisoners from Marion County Lock-Up for screening and treatment for sexually transmitted diseases.

SECTION 2. The sum of Forty-seven Thousand Two Hundred Fifty-five Dollars (\$47,225) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>COUNTY GRANTS FUND</u>
1. Personal Services-fringes	10,964
<u>COUNTY SHERIFF</u>	
1. Personal Service	34,291
2. Supplies	<u>2,000</u>
TOTAL INCREASE	47,255

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>COUNTY GRANTS FUND</u>
Unappropriated and Unencumbered	
County Grants Fund	<u>47,255</u>
TOTAL REDUCTION	47,255

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 236, 2003 was retitled FISCAL ORDINANCE NO. 48, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 48, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional One Hundred Four-nine Thousand Nine Hundred Twelve Dollars (\$149,912) in the State and Federal Grants Fund for purposes of the County Auditor and the Marion County Justice Agency and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (i) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Auditor and the Marion County Justice Agency to appropriate unappropriated and unencumbered funds for the salary, and fringes for the salary of the Project Safe Neighborhoods Researcher, for other contractual work, and for travel expenses per grant agreement.

SECTION 2. The sum of One Hundred Four-nine Thousand Nine Hundred Twelve Dollars (\$149,912) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services - fringes	27,000
<u>MARION COUNTY JUSTICE AGENCY</u>	
1. Personal Services	90,000
3. Other Services and Charges	32,912
TOTAL INCREASE	149,912

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	149,912
TOTAL REDUCTION	149,912

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 237, 2003 was retitled FISCAL ORDINANCE NO. 49, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 49, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97 2002) appropriating an additional Four Hundred Forty-five Thousand One Hundred Dollars (\$445,100) in the State and Federal Grants Fund for purposes of the County Auditor and the Marion County Justice Agency and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (i) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Auditor and the Marion County

Justice Agency to appropriate unappropriated and unencumbered funds for salaries, and fringes for Metro Drug Task Force Employees.

SECTION 2. The sum of an additional Four Hundred Forty-five Thousand One Hundred Dollars (\$445,100) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services - fringes	41,622
<u>MARION COUNTY JUSTICE AGENCY</u>	
1. Personal Services	293,319
3. Other Services and Charges	110,159
TOTAL INCREASE	445,100

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	445,100
TOTAL REDUCTION	445,100

SECTION 5. The local match of \$564,601 is funded by Indianapolis Police Department (\$513,776) and the County Sheriff (\$50,825).

The local match of \$513,776 is funded by the following existing appropriation in the IPD's Budget:

	<u>POLICE SERVICE DISTRICT FUND</u>
Existing appropriation for the Indianapolis Police Department	
1. Personal Services	513,776
TOTAL MATCH	513,776

The local match of \$50,825 is funded by the following existing appropriation in the County Sheriff's Budget:

	<u>COUNTY GENERAL FUND</u>
Existing appropriation for the County Sheriff	
1. Personal Services	50,825
TOTAL MATCH	50,825

SECTION 6. Except to the extent of matching funds approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 239, 2003 was retitled FISCAL ORDINANCE NO. 50, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 50, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional One Hundred Ten Thousand Dollars (\$110,000) in the Juvenile Probation Fund for purposes of the Marion Superior Court, Juvenile Division and reducing the unappropriated and unencumbered balance in the Juvenile Probation Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(j) of the City-County Annual Budget for 2003 be, and is hereby, amended by the

increases and reductions hereinafter stated for purposes of the Marion Superior Court, Juvenile Division to increase funding the Juvenile Probation Fund.

SECTION 2. The sum of One Hundred Ten Thousand Dollars (\$110,000) be, and the same is hereby, appropriated the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION SUPERIOR COURT, JUVENILE DIVISION</u>	<u>JUVENILE PROBATION FUND</u>
2. Supplies	10,000
3. Other Services and Charges	50,000
4. Capital Outlay	<u>50,000</u>
TOTAL INCREASE	110,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>JUVENILE PROBATION FUND</u>
Unappropriated and Unencumbered	
Juvenile Probation Fund	<u>110,000</u>
TOTAL REDUCTION	110,000

SECTION 5. The projected December 31, 2003, fund balance for the Juvenile Probation Fund is as follows:

Current cash balance (12-31-02)	137,339
Anticipated additional revenue through December 31, 2003	<u>75,000</u>
Projected funds available	212,339
Remaining appropriations and encumbrances	70,000
Proposed additional appropriation	<u>110,000</u>
Funds required	180,000
Projected fund balance December 31, 2003	32,339

SECTION 6 This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 235, 2003. Councillor Smith reported that the Public Safety and Criminal Justice Committee heard Proposal No. 235, 2003 on May 8, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$54,000 in the 2003 Budgets of the County Auditor and the Marion County Justice Agency (State and Federal Grants Fund) to pay the salary of a coordinator and newsletter expenses for the Indianapolis Violence Reduction Partnership, funded by a state grant (Indianapolis Violence Reduction Partnership Grant) (The local match of \$18,000 is funded by existing appropriations in the County Auditor and Marion County Justice Agency budgets.). By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

President Borst called for public testimony at 8:02 p.m. There being no one present to testify, Councillor Smith moved, seconded by Councillor Dowden, for adoption. Proposal No. 235, 2003 was adopted on the following roll call vote; viz:

28 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Short, Smith, Soards, Talley, Tilford
1 NAY: Schneider

Proposal No. 235, 2003 was retitled FISCAL ORDINANCE NO. 51, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 51, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Fifty-four Thousand Dollars (\$54,000) in the State and Federal Grants Fund for purposes of the Marion County Justice Agency and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (i) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion County Justice Agency to appropriate unappropriated and unencumbered funds for the salary of a Indianapolis Violence Reduction Partnership Coordinator and for the Indianapolis Violence Reduction Partnership newsletter expenses.

SECTION 2. The sum of additional Fifty-four Thousand Dollars (\$54,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION COUNTY JUSTICE AGENCY</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services	53,000
3. Other Services and Charges	<u>1,000</u>
TOTAL INCREASE	54,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered State and Federal Grants Fund	<u>54,000</u>
TOTAL REDUCTION	54,000

SECTION 5. The local match of \$18,000 is funded by the following existing appropriations in the County Auditor and Marion County Justice Agency budgets and is hereby approved:

	<u>COUNTY GENERAL FUND</u>
<u>COUNTY AUDITOR</u>	
1. Personal Services - fringe	4,099
<u>MARION COUNTY JUSTICE AGENCY</u>	
1. Personal Services	8,550
3. Other Services and Charges	3,902
4. Capital Outlay	<u>1,449</u>
TOTAL MATCH	18,000

SECTION 6. Except to the extent of matching funds approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 187, 2003. Councillor Langsford reported that the Metropolitan Development Committee heard Proposal No. 187, 2003 on April 21 and May 7, 2003. The proposal, sponsored by Councillors Langsford and Horseman, establishes a moratorium on the erection of outdoor

advertising signs. By a 4-3 vote, the Committee recommends to the Council to amend the proposal.

President Borst stated that this proposal is a little different than most proposals, which can be amended by the Committees. He asked General Counsel Robert Elrod to explain the different circumstances regarding this proposal. Mr. Elrod said that any amendments to a proposed change to an ordinance which has been ratified by the Metropolitan Development Commission (MDC) requires a two-thirds majority full Council vote, and cannot be amended by a Committee. He said therefore, that 18 votes are needed to either amend, reject, or even affirm an MDC proposal. If no action is taken by the Council within 90 days, the ordinance change automatically goes into effect, which would be on July 4, 2003 with regards to this particular proposal. If 18 members of this Council vote to amend the proposal, that change would then have to go back before the MDC for approval and adoption, hopefully at their May 21st meeting, and the moratorium would then go into effect following that meeting.

Councillor Langsford said that he is opposed to the recommendation to amend, and voted against it in Committee. He said that the Committee did vote to send the proposal to the Council for consideration by a unanimous vote, but the recommended amendment was not unanimous. He said that he would encourage the Council to pass the proposal as originally written, as the staff believes six months is necessary for the public input process.

Councillor Bradford moved, seconded by Councillor Schneider, to amend Proposal No. 187, 2003 to a 90-day moratorium instead of a six-month moratorium. He said that this process needs to move quicker so as not to prove a hardship to billboard businesses and landowners.

Councillor Coughenour said that the minutes from the committee reflect that the proposal was sent to the Council with a unanimous recommendation to pass as amended. Councillor Langsford said that the motion to recommend an amendment did pass out of committee by a 4-3 vote, and then to further send the proposal to the full Council, the vote was unanimous. He said that he did not vote to amend and does not believe that was the intention of the other negative votes, either.

Councillor Schneider said that he understood that the final motion was to send the proposal to the full Council with a do pass as amended recommendation. He said that since the proposal was amended before this final action, it would be understood that the amended version was then before the full Council.

President Borst stated that in light of Mr. Elrod's explanation, the committee did not have the authority to actually amend the proposal, and therefore, the proposal could not come to the full Council in an amended version. The full Council will actually have to take an action to amend the proposal. Councillor Dowden said that this is no different from any other proposal, because all amended versions by the committees have to be accepted by the full Council. Mr. Elrod explained that other proposals can be amended in committee and the amended version then can come before the full Council for final action. In the case of a normal committee-amended proposal, the Council would have to take further action to re-amend the proposal if they did not like the amended version that came out of committee. However, in this case, no official amendment can be made to this proposal by the committee, and therefore the proposal before the Council is the originally introduced version. In order to have the recommended amended version on the table for consideration, the amendment would have to be made on the floor at the full Council.

Councillor Bainbridge said that he originally thought six months was excessive, but after speaking to the director of the Department of Metropolitan Development (DMD), he feels it may be impossible to complete the process in 90 days. Therefore, even though he voted in favor of the amendment in committee, he cannot support it now.

Councillor McWhirter asked if the ordinance changes take place before the moratorium expires, if the full moratorium would still be imposed. Mr. Elrod said that the way the proposal is written indicates that the moratorium is in place until a certain date or until a change to the ordinance goes into effect, whichever comes first. Therefore, if the ordinance is changed before the moratorium is completed, the moratorium would no longer be in effect.

Councillor Horseman stated that the moratorium was originally proposed for one year, and the MDC has already made concessions by setting it for six months. She said that Maury Plambeck, director of DMD, testified that it takes two months to even get the proposal through the Council committee and MDC process. Therefore, taking into account public input, drafting, and revisions, one month is not a responsible amount of time for this to occur. She said that the steering committee will be staffed by volunteers and it would further place an irresponsible burden on them. She said that during the moratorium, billboard companies can maintain the status quo and there was no concrete testimony that there would be a loss of jobs. She said that the two largest billboard companies in Marion County testified, and one was in favor, while the other opposed the proposal. Of the other two companies that testified, one was in Hamilton County, and the other had no billboards as of yet. She said that she opposes the amendment and believes the committee minutes should be corrected to eliminate the do pass as amended reference, since it was clear the committee did not have the authority to amend the proposal. She added that she, like Councillor Langsford, believed she was voting to send the original proposal for consideration, and was not in favor of the amendment.

Councillors Dowden and Smith stated that the minutes accurately refer to a do pass as amended recommendation, because it was clear the intent of the committee was to amend the proposal, even if it was by a split vote.

Councillor Nytes added that she also voted against the amendment and based on Mr. Elrod's explanation in committee, she understood the proposal in its original form would be the one that was forwarded to the Council.

Councillor Boyd said that it really does not matter what the committee did or did not do, because ultimately, only this full body can make a change to the original proposal, which came from the MDC. He said the question on the floor now is whether or not to amend, and he moved the question.

President Borst said that he had previously recognized Councillor Coughenour and will allow her to speak before a vote is taken. Councillor Coughenour said that in the previous committee meeting, a question was asked about signs destroyed by weather, and if they could be replaced without a permit. Councillor Langsford said that Mr. Plambeck addressed this in the second hearing and gave a verbal commitment to waive fees and allow the replacement. Mr. Plambeck said that the commitment was both given verbally and in writing. He said that a variance could be issued and staff would support such a variance and waive the variance fee.

The motion to amend Proposal No. 187, 2003 to a 90-day moratorium failed on the following roll call vote; viz:

8 YEAS: Borst, Bradford, Coonrod, Dowden, Frick, Massie, Schneider, Smith

21 NAYS: Bainbridge, Black, Boyd, Brents, Cockrum, Conley, Coughenour, Douglas, Gibson, Gray, Horseman, Knox, Langsford, McWhirter, Moriarty Adams, Nytes, Sanders, Short, Soards, Talley, Tilford

Councillor Langsford moved, seconded by Councillor Horseman, to adopt Proposal No. 187, 2003 as originally introduced. Proposal No. 187, 2003 was adopted on the following roll call vote; viz:

21 YEAS: Bainbridge, Black, Borst, Boyd, Brents, Cockrum, Conley, Coughenour, Douglas, Gibson, Gray, Horseman, Knox, Langsford, McWhirter, Moriarty Adams, Nytes, Sanders, Soards, Talley, Tilford

8 NAYS: Bradford, Coonrod, Dowden, Frick, Massie, Schneider, Short, Smith

Proposal No. 187, 2003 was retitled GENERAL ORDINANCE NO. 44, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 44, 2003

PROPOSAL FOR A GENERAL ORDINANCE to amend the Marion County improvement location permit ordinance and zoning ordinance to impose a moratorium on the construction of off-premises signs, outdoor advertising signs and advertising signs on all real property within Marion County until the date when amendments to the outdoor advertising sign provisions of the sign regulations of the zoning ordinance of Marion County, Indiana are adopted or December 1, 2003, whichever is earlier in time.

WHEREAS, citizens of Marion County have requested sign regulation amendments for the past two years; and

WHEREAS, the Metropolitan Development Commission of Marion County has adopted a new community values segment of the Marion County Comprehensive Plan, which recommended amendments to the sign regulations; and

WHEREAS, a Comprehensive Plan Implementation Committee has been established to consider the implementation of the recommended zoning ordinance amendments; and

WHEREAS, the planning staff of the Department of Metropolitan Development has conducted a community survey regarding the prioritization of the ordinance amendment recommendations; and

WHEREAS, the survey results showed that amendments to the sign regulations tied with one other recommendation for the most votes for top priority; and

WHEREAS, advertising signs are one of the major issues raised by citizens, and once they are built, they are permanent fixtures on the land; and

WHEREAS, the Department of Metropolitan Development is commencing a thorough planning process to carry out amendments to the sign regulations including, in particular, advertising signs; and

WHEREAS, it is anticipated that at least one year will be required to complete the planning process and to carry out the zoning amendment process; and

WHEREAS, during the past two years forty-nine (49) variances for advertising signs have been reviewed by the metropolitan board of zoning appeals and fifteen (15) variances have been approved; and

WHEREAS, during the last two years fifty-five (55) permits for advertising signs have been issued; and

WHEREAS, it is typical and expected that advertising sign companies will obtain as many permits as possible before the adoption of amendments to the ordinance; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct findings of the Metropolitan Development Commission and are hereby made a specific part of this ordinance.

SECTION 2. It is deemed to be in the best interest of the health, safety and welfare of the citizens of Marion County that a moratorium on the construction of off-premises signs, outdoor advertising signs and advertising signs be imposed throughout Marion County, Indiana, until the date when additional amendments to the outdoor advertising provisions of the sign regulations of the zoning ordinance of Marion County, Indiana are adopted or until December 1, 2003, whichever is earlier in time.

SECTION 3. Article III of Chapter 730 of the "Revised Code of the Consolidated City and County," regarding improvement location permits, hereby is amended by the addition of a NEW Section 730-309, to read as follows:

Sec. 730-309. Establishment of a moratorium on the issuance of improvement location permits for off-premises (outdoor advertising) signs.

No improvement location permit shall be issued for an off-premises sign, an outdoor advertising sign or advertising sign in Marion County from the date of adoption of this section until the date when further amendments to the outdoor advertising sign provisions of the sign regulations are adopted or until December 1, 2003, whichever is earlier in time.

SECTION 4. Section 734-101 of the "Revised Code of the Consolidated City and County," regarding application of the sign regulations, hereby is amended by the addition of the language which is underscored, to read as follows:

Sec. 734-101. Application of regulations.

(a) The regulations of this chapter shall apply to the location, erection, and maintenance of signs in all zoning districts within Marion County, Indiana.

(b) Moratorium. Notwithstanding any other provision of this chapter, a moratorium hereby is imposed throughout Marion County, Indiana on the construction, erection, conversion, enlargement, extension, reconstruction or relocation of, or placement of off-premises signs, outdoor advertising signs, and advertising signs, that are subject to the provisions of this chapter, unless a valid improvement location permit for such work has been obtained prior to the effective date of the moratorium. Such moratorium shall be in effect until the date when additional amendments to the outdoor advertising sign provisions of the sign regulations of the zoning ordinance of Marion County, Indiana are adopted or until December 1, 2003, whichever is earlier in time.

SECTION 5. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provision or provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 6. This ordinance shall be in effect from and after its passage by the Council and compliance with Ind. Code § 36-3-4-14.

PROPOSAL NO. 232, 2003. Councillor Langsford reported that the Metropolitan Development Committee heard Proposal No. 232, 2003 on April 21 and May 7, 2003. The proposal, sponsored by Councillor Langsford, is an inducement resolution for Arbors at Arlington Apartments Project in an amount not to exceed \$12,000,000 which consists of the construction of a 176-unit multifamily residential facility on approximately 22 acres of land located at Southeastern Avenue immediately west of I-465 (District 13). By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Moriarty Adams said that she will abstain from voting to avoid the appearance of a conflict of interest.

Councillor Langsford moved, seconded by Councillor Nytes, for adoption. Proposal No. 232, 2003 was adopted on the following roll call vote; viz:

24 YEAS: Bainbridge, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Frick, Gibson, Gray, Knox, Langsford, Massie, McWhirter, Nytes, Sanders, Short, Smith, Soards, Talley, Tilford

0 NAYS:

5 NOT VOTING: Black, Dowden, Horseman, Moriarty Adams, Schneider

Proposal No. 232, 2003 was retitled SPECIAL RESOLUTION NO. 28, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 28, 2003

A SPECIAL RESOLUTION approving and authorizing certain actions and proceedings with respect to certain proposed economic development revenue bonds.

WHEREAS, the City of Indianapolis Indiana (the "Issuer") is authorized by Indiana Code 36-7-11.9 and 36-7-12, as supplemented and amended (collectively, the "Act"), to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used by a developer for the acquisition, construction, installation and equipping of said facilities; and

WHEREAS, Arbors at Arlington, L.P., an Indiana limited partnership (the "Applicant"), has requested that the Indianapolis Economic Development Commission (the "Commission") and the Issuer give preliminary approval to the issuance of economic development revenue bonds by the Issuer, the proceeds of which will be loaned to the Applicant to finance the costs of certain economic development facilities consisting of the acquisition, construction, installation and equipping of an approximately 176-unit multi-family apartment development consisting of approximately eleven, two-story buildings with one, two, three and four bedroom apartments and a clubhouse with a gathering area, formal living room, common laundry, outside patio/entertainment area, fitness and workout facility and other space, together with certain other related facilities and equipment located at Southeastern Avenue immediately west of I-465 within the jurisdiction of the Issuer (the "Project");

WHEREAS, the diversification of industry and the creation and retention of opportunities for gainful employment and the creation of business opportunities to be achieved by the acquisition, construction and equipping of the project will serve a public purpose and be of benefit to the health or general welfare of the Issuer and its citizens;

WHEREAS, it would appear that the financing of the Project would be of benefit to the health or general welfare of the Issuer and its citizens; and

WHEREAS, the acquisition, construction and equipping of the Project will not have an adverse competitive effect on similar facilities already constructed or operating within the jurisdiction of the Issuer; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It finds, determines, ratifies and confirms that the creation and retention of opportunities for gainful employment and the creation of business opportunities to be achieved by the Project within the jurisdiction of Issuer will serve a public purpose and will be of benefit to the health and general welfare of the citizens of the Issuer; and that it is in the public interest that this Commission take such action as it lawfully may to encourage diversification of industry, the creation of business opportunities and the creation of opportunities for gainful employment within the jurisdiction of Issuer.

SECTION 2. It further finds, determines, ratifies and confirms that the issuance and sale of economic development revenue bonds of the Issuer in an amount not to exceed Twelve Million Dollars (\$12,000,000) under the Act to be privately placed or publicly offered if permitted by current policy of the Commission for the acquisition and rehabilitation of the Project and the sale or leasing of the Project to the Applicant or the loan of the proceeds of the Bonds to the Applicant will serve the public purposes referred to above, in accordance with the Act.

SECTION 3. The proposed economic development facilities will not have an adverse competitive effect on any similar facilities already under construction or in operation within the jurisdiction of Issuer.

SECTION 4. In order to induce the Applicant to proceed with the acquisition and rehabilitation of the Project, this Commission requests the City-County Council of the Issuer to (i) take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided (a) that all of the foregoing shall be mutually acceptable to the Issuer and the Applicant and (b) subject to the further caveat that the proposed inducement resolution expires on October 31, 2003, unless such bonds have been issued or an Ordinance authorizing the issuance of such bonds has been adopted by the City-County Council of the Issuer prior to the aforesaid date or unless, upon a showing of good cause by the Applicant, the Issuer, by official action extends the term of the inducement resolution; and (ii) it will adopt such resolutions and authorize the execution and delivery of such instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said economic development revenue bonds provided that at the time of the proposed issuance of such bonds (a) the inducement resolution is still in effect and (b) if applicable, the aggregate amount of private activity bonds previously issued during the calendar year will not exceed the private activity bond limit for such calendar year, it being understood that the Issuer, by taking this action, is not making any representation nor any assurances that (1) any such allocable limit will be available, because inducement resolutions in an aggregate amount in excess of the private activity bond limit may, and in all probability will, be adopted; (2) the proposed Project will have no priority over other projects which have applied for such private activity bonds and have received inducement resolutions; and (3) no portion of such private activity bond limit has been guaranteed for the proposed Project; and (iii) it will use its best efforts at the request of the Applicant to authorize the issuance of additional bonds for refunding and refinancing the outstanding principal amount of the bonds, for completion of the Project and for additions to the Project, including the costs of issuance (providing that the financing of such addition or additions to the Project is found to have a public purpose [as defined in the Act] at the time of the authorization of such additional bonds), and that the aforementioned purposes comply with the provisions of the Act.

SECTION 5. All costs of the Project incurred after the date which is sixty (60) days prior to the adoption of the special resolution to be adopted by the City-County Council of the Issuer, including reimbursement or repayment to the Applicant of monies expended by the Applicant for application fees, planning, engineering, underwriting expenses, attorney and bond counsel fees, and acquisition and rehabilitation and equipping of the Project will be permitted to be included as part of the bond issue to finance said Project, and the Issuer will thereafter sell the Project to the Applicant or loan the proceeds of the revenue bonds to the Applicant for the Project. Also certain indirect expenses incurred prior to this inducement resolution will be permitted to be included as part of the bond issue to finance the Project in accordance with the Final Regulations (T 8476) on Arbitrage Restrictions on Tax-Exempt Bonds in particular Section 1.150-2.

SECTION 6. This Commission recognizes that the Applicant intends to utilize Tax Credits, if available, pursuant to Section 42 of the Internal Revenue Code of 1986, as amended, or any successor section thereof in connection with the financing of the Project with tax-exempt bonds.

SECTION 7. This resolution shall be in full force and effect upon adoption and compliance with IC 36-34-14.

PROPOSAL NO. 233, 2003. Councillor Langsford reported that the Metropolitan Development Committee heard Proposal No. 233, 2003 on April 21 and May 7, 2003. The proposal, sponsored by Councillor Langsford, is an inducement resolution for Lynhurst Apartments Project in an amount not to exceed \$11,000,000 which consists of the acquisition, construction and equipping of a 212-unit apartment complex on an approximately 24.242 acre parcel of real estate located at 3400 South Lynhurst Drive (District 19). By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it be stricken. Councillor Langsford moved, seconded by Councillor Cockrum, to strike. Proposal No. 233, 2003 was stricken by a unanimous voice vote.

Councillor Smith reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 238 and 240, 2003 on May 8, 2003. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 238, 2003. The proposal, sponsored by Councillor Dowden, approves a transfer of \$137,500 in the 2003 Budgets of the County Auditor and the Marion County Justice Agency (Drug Free Community Fund) to pay the salaries of employees in the Marion Superior Court, Prosecuting Attorney, and Marion County Justice Agency, per grant awards. PROPOSAL NO. 240, 2003. The proposal, sponsored by Councillor Dowden, approves a transfer of \$30,000 to the 2003 Budget of the County Auditor from the Marion Superior Court, Juvenile Division (County General Fund) to pay fringe benefits. By 7-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Smith moved, seconded by Councillor Dowden, for adoption. Proposal Nos. 238 and 240, 2003 were adopted on the following roll call vote; viz:

25 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Smith, Soards, Tilford

0 NAYS:

4 NOT VOTING: Gray, Horseman, Short, Talley

Proposal No. 238, 2003 was retitled FISCAL ORDINANCE NO. 52, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 52, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No.97, 2002) transferring and appropriating an additional One Hundred Thirty-seven Thousand Five Hundred Dollars (\$137,500) in the Drug Free Community Fund for purposes of the County Auditor and the Marion County Justice Agency and reducing certain other appropriations from that agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(i) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Justice Agency to support the salaries for the Marion Superior Court, Prosecuting Attorney, and the Marion County Justice Agency, per grant awards.

SECTION 2. The sum of One Hundred Thirty-seven Thousand Five Hundred Dollars (\$137,500) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>DRUG FREE COMMUNITY FUND</u>
1. Personal Services - fringes	19,166
<u>MARION COUNTY JUSTICE AGENCY</u>	
1. Personal Services	118,334
TOTAL INCREASE	137,500

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>MARION COUNTY JUSTICE AGENCY</u>	<u>DRUG FREE COMMUNITY FUND</u>
3. Other Services and Charges	137,500
TOTAL DECREASE	137,500

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 240, 2003 was retitled FISCAL ORDINANCE NO. 53, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 53, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No.97, 2002) transferring and appropriating an additional Thirty Thousand Dollars (\$30,000) in the County General Fund for purposes of the County Auditor and the Marion Superior Court, Juvenile Division and reducing certain other appropriations from that court.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(j) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of transferring funds to pay fringe benefits for the Marion Superior Court, Juvenile Division.

SECTION 2. The sum of Thirty Thousand Dollars (\$30,000) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services-fringes	<u>30,000</u>
TOTAL INCREASE	30,000

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>MARION SUPERIOR COURT, JUVENILE DIVISION</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services and Charges	<u>30,000</u>
TOTAL DECREASE	30,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 242, 2003. Councillor Smith reported that the Public Safety and Criminal Justice Committee heard Proposal No. 242, 2003 on April 8, 2003. The proposal, sponsored by Councillor Bradford, requests an increase in funds for the Forensic Services Agency to be able to conduct DNA tests more rapidly. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

Councillor Bradford said that some recent rapes could have been prevented if the DNA lab had sufficient work staff to more rapidly process tests from previous outstanding cases. Currently, the lab is grossly understaffed, and this proposal would urge the County Auditor and City Controller to find monies to fund additional staff.

Councillor Schneider said that monies have been appropriated this evening for many different causes which are far less important than this one, and it is important to make this a priority.

Councillor Talley commended Councillor Bradford for his efforts and said that this is a very important issue.

Councillor Sanders asked what the increase in funds to provide for these two positions would be. Councillor Bradford said that he would estimate an increase of approximately \$50,000 annually for each of the two positions. Councillor Sanders asked if this includes benefits. President Borst said that he doubts that number would include fringes. Councillor Sanders asked what the total budget of the DNA lab is. Councillor Bradford said that he cannot say for sure.

Councillor Horseman said that she is concerned about the precedent this kind of proposal sets. She said that the Council is recommending how an agency spends their dollars without taking a

look at the big picture and finding other cost-saving measures that may help to fund this increase. Councillor Bradford said that this is the reason it is set for 2004, to give the Auditor and Controller time to find the funds.

Councillor Boyd said that he is also concerned that no specific fund is mentioned and a precedent is being set that the Council can come up with any project they want to see implemented and then ask the administration to go find the dollars for it.

Councillor Coughenour asked if the sponsor would be open to a motion to postpone until some of these funding issues can be worked out. Councillor Bradford said that this has already been looked into, and the County is simply being encouraged by this resolution to look into funding these positions for the 2004 budget.

Councillor McWhirter said that it is important to note that this is not a fiscal ordinance, but simply a resolution for recommendation. She said that, for the record, the Forensic Lab has asked for additional personnel every year in their budget, but County guidelines are very strict, and these have always been viewed as supplemental requests and have never been approved.

Councillor Dowden said that Indianapolis has an excellent Forensics Lab, and they have always asked for this supplemental funding, but have never received it, because of County budget restraints. Councillor Smith said that if the dollars cannot be found, perhaps the Council could offer some of their travel dollars to help.

Councillor Conley said that if the DNA Lab is constantly asking, why not consider funding more positions. Councillor Moriarty Adams said that it is easier to start with two positions, even though the lab could honestly use more. She said that given the County's financial situation, it will be difficult to find money for the two.

Councillor Sanders added that the DNA Lab helps to process more than just sexual predator-related crimes. She said that she hopes they will be able to hire additional personnel at a competitive rate.

Councillor Gibson commended Councillor Bradford for working on this issue and said that he hopes dollars can be found.

Councillor Talley said that the Forensics Agency Board will also be looking at efficiencies to find savings to help offset these costs.

Councillor Smith moved, seconded by Councillor Bradford, for adoption. Proposal No. 242, 2003, as amended, was adopted on the following roll call vote; viz:

25 YEAS: Bainbridge, Black, Borst, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford
4 NAYS: Boyd, Gray, Horseman, Nytes

Proposal No. 242, 2003, as amended, was retitled COUNCIL RESOLUTION NO. 75, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 75, 2003

A COUNCIL RESOLUTION requesting an increase in funds for the Forensic Services Agency to be able to conduct DNA tests more rapidly.

WHEREAS, DNA testing is a relative new tool for public safety; and

WHEREAS, DNA analysis is one of the most advanced tests of guilt or innocence for many types of crimes; and

WHEREAS, the Indianapolis-Marion County Forensic Services Agency reports that DNA tests exonerates 35% of the accused people, and very conclusively implicates others; and

WHEREAS, women being raped is an all too frequent occurrence in Indianapolis, and it now takes 4 to 9 months to treat the victim, gather the evidence and run a DNA test, but with more DNA forensic scientists this wait could be reduced to as soon as only 30 days; and

WHEREAS, with the jail overcrowding situation, the related faster throughput for the innocent who are accused, the guilty who are charged, and the terrible wait by the crime victims, it is prudent and the right thing to do to expedite Marion County's ability to conduct DNA testing as rapidly as possible; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council finds that to expedite criminal cases, help lessen jail overcrowding, hasten justice for the innocently accused, bring swifter conclusion to the guilty, and give a faster closure for the victims of crime, it is in the public's best interest for the Indianapolis-Marion County Forensic Services Agency to be able to add two DNA forensic scientists.

SECTION 2. The Council recommends that the City Controller and/or the County Auditor include in their 2004 Budget proposal funding for two additional forensic scientists for DNA analysis.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 244, 2003. Councillor Cockrum reported that the Parks and Recreation Committee heard Proposal No. 244, 2003 on May 1, 2003. The proposal, sponsored by Councillor Cockrum, approves certain public purpose grants totaling \$1,625,000 for the support of the arts. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Schneider said that the funding for arts has increased \$875,000 from 1999 to 2000 and yet the Council is quibbling over finding an additional \$100,000 to stop crime in the City by adding additional forensics staff. He said that the arts are not worthwhile if the City cannot keep people safe. He encouraged the administration to work with the Indianapolis Police Department regarding contract negotiations and encouraged the Council to approve these types of proposals to help keep citizens safe.

Councillor Cockrum moved, seconded by Councillor Nytes, for adoption. Proposal No. 244, 2003 was adopted on the following roll call vote; viz:

24 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Douglas, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Short, Soards, Talley, Tilford
5 NAYS: Coonrod, Coughenour, Dowden, Schneider, Smith

Proposal No. 244, 2003 was retitled GENERAL RESOLUTION NO. 8, 2003, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 8, 2003

PROPOSAL FOR A GENERAL RESOLUTION approving certain public purpose grants totaling \$1,625,000.00 for the support of the arts.

WHEREAS, the City-County Council of the Consolidated City of Indianapolis and Marion County, Indiana ("City-County Council") appropriated the sum of One Million, Six Hundred and Twenty-five Thousand Dollars (\$1,625,000.00) in Section 4(d) of City-County Fiscal Ordinance No. 99, 2002, Annual Budget of the Consolidated City of Indianapolis (Budget Ordinance) for funding arts grants to be made by the Arts Council of Indianapolis and provided that such grants shall be considered public purpose local grants; and

WHEREAS, Section 4(c) of the Budget Ordinance requires that sums appropriated therein for public purpose local grants shall not be spent until the City-County Council approves the amount and identity of the recipient of each grant; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION I. The following grants and administrative expenses totaling One Million, Six Hundred and Twenty-five Thousand Dollars (\$1,625,000.00) for support of the arts is approved in the following amounts for the following organizations:

<i>Arts Council of Indianapolis</i> 2003 Annual Grants Program	
Community Outreach and Arts Education Initiatives	
Organization Name	Award Amount
American Pianists Association	\$32,000
Athenaeum Pops Orchestra	2,000
At Your School, Inc.	5,000
Ballet Internationale	22,000
Buselli Wallarab Jazz Orchestra	5,000
Children's Museum of Indianapolis	90,000
Children's Theatre Institute	8,000
Clowes Memorial Hall	39,000
Crown Hill Heritage Foundation, Inc.	5,000
Dance Kaleidoscope	50,000
Eiteljorg Museum of American Indians and Western Art	71,000
Etheridge Knight, Inc.	3,000
Fine Arts Society	6,000
Freetown Village	33,000
Gleaners Food Bank	6,000
Gregory Hancock Dance Theatre	15,000
Heartland Film Festival	24,000
Hoosier Salon Patrons Association	10,000
Indiana Black Expo	21,000
Indiana Repertory Theatre	71,000
Indianapolis Art Center	67,000
Indianapolis Arts Chorale	8,000
Indianapolis Chamber Orchestra	41,000
Indianapolis Children's Choir	30,000
Indianapolis Civic Theatre	46,000
Indianapolis Museum of Art	87,000
Indianapolis Opera	55,000
Indianapolis Symphonic Band	10,000

Arts Council of Indianapolis
2003 Annual Grants Program

Community Outreach and Arts Education Initiatives

Indianapolis Symphonic Choir	26,000
Indianapolis Symphony Orchestra	89,000
Indy Choruses	6,000
International Center of Indianapolis	20,000
International Violin Competition of Indianapolis	46,000
Kaleidoscope Church and Community Partnership	6,000
Madame Walker Theatre Center	41,000
Martin Luther King Multi Service Center	11,000
National Art Museum of Sport	2,000
New World Youth Orchestras	10,000
Philharmonic Orchestra of Indianapolis	15,000
Phoenix Theatre	58,000
Pike Performing Arts Center	7,000
President Benjamin Harrison Home	5,000
ShadowApe Theatre Company	10,000
Shakespeare & More Theatre Company	2,000
South East Neighborhood Development, Inc.	4,000
Storytelling Arts of Indiana	27,000
Urban Arts Consortium of Indianapolis	21,000
VSA arts of Indiana	50,000
WFYI Teleplex	32,000
Writers' Center of Indiana	6,000
Young Audiences of Indiana	<u>61,000</u>
Total of Community Outreach and Arts Education Grants	\$1,425,000

Arts Council of Indianapolis
Distribution of 2003 City Arts Funding

Grants for Community Outreach and Arts Education Initiatives (see breakdown)	\$1,425,000
Mini Grant Program	15,000
Arts Initiatives: Resource Guides, Workshops, Special Initiatives	28,000
Technical Assistance Programs	23,000
Adjudication and Panel Costs	24,000
Administration of Grants Program, Contracts, Administration, Audits, Processing, Workshops, Printing, and Promotion of Grants	<u>110,000</u>
Total of 2003 Arts Funding as Line Item through Indy Parks and Recreation	\$1,625,000

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

NEW BUSINESS

Councillor Massie reported that the Rules and Public Policy Committee met on Tuesday, April 29, 2003 to consider the COIT and County Cumulative Fund allocations for 2004 Budgets. By a 6-0 vote, the Committee recommends that the Council approve and reaffirm these allocations and the use of Cumulative Fund dollars as submitted by the County Auditor and City Controller. Councillor Massie moved, seconded by Councillor Coughenour, to approve these allocations. The allocations were approved by the following roll call vote; viz:

23 YEAS: Bainbridge, Black, Borst, Boyd, Brents, Cockrum, Conley, Coughenour, Douglas, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Short, Soards, Talley, Tilford
6 NAYS: Bradford, Coonrod, Dowden, Frick, Schneider, Smith

Councillor Black said that he has received hundreds of telephone calls regarding the smoke-free ordinance. He wanted to publicly announce for television viewers that this issue was not on the agenda to be voted on this evening.

ANNOUNCEMENTS AND ADJOURNMENT

The President said that the docketed agenda for this meeting of the Council having been completed, the Chair would entertain motions for adjournment.

Councillor Boyd stated that he had been asked to offer the following motion for adjournment by:

- (1) Councillor Tilford in memory of Robert Henry "Pat" Stark; and
- (2) Councillor Horseman in memory of Della Solomon; and
- (3) Councillor Langsford in memory of William J. Ball; and
- (4) Councillor Talley in memory of Robert Taylor; and
- (5) Councillors Langsford, Tilford, Talley, and Coonrod in memory of David J. Marendt.

Councillor Boyd moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of Robert Henry "Pat" Stark, Della Solomon, William J. Ball, Robert Taylor, and David J. Marendt. He respectfully asked the support of fellow Councillors. He further requested that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the families advising of this action.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 9:06 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 12th day of May, 2003.

May 12, 2003

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

Philip C. Bartholomew

President

ATTEST:

Suellen Hart

Clerk of the Council

(SEAL)

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, JUNE 2, 2003**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:06 p.m. on Monday, June 2, 2003, with President Borst presiding.

Councillor Brents led the opening prayer and invited all present to join her in the Pledge of Allegiance to the Flag.

ROLL CALL

President Borst instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

29 PRESENT: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford

A quorum of twenty-nine members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Tilford congratulated the Warren Central High School girls track team for being ranked number one. He read an excerpt from the newspaper and wished the team the best in the finals. Councillor Moriarty Adams congratulated her niece, Kaylen Brandon, upon her graduation this evening from Holy Name Elementary School. Councillor Bradford said that it is good to have Councillor Black back and healthy, and it was good to have him chair the last Community Affairs Committee in his absence. Councillor Sanders recognized Joe Long from the Indiana Building Trades Union. President Borst thanked the Purdue Cooperative Extension Service for hosting the Council this evening with a dinner prior to the meeting.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA

Ladies And Gentlemen :

You are hereby notified the REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, June 2, 2003, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Philip C. Borst, D.V.M.
President, City-County Council

May 13, 2003

TO PRESIDENT BORST AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the *Court & Commercial Record* and in the *Indianapolis Star* on Friday, May 16, 2003, a copy of a Notice of Public Hearing on Proposal Nos. 261, 264, and 266-270, 2003, said hearing to be held on Monday, June 2, 2003, at 7:00 p.m. in the City-County Building.

Respectfully,
s/Suellen Hart
Clerk of the City-County Council

May 23, 2003

TO PRESIDENT BORST AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have approved with my signature and delivered this day to the Clerk of the City-County Council, Suellen Hart, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 46, 2003 - approves an increase of \$50,000 in the 2003 Budget of the Department of Parks and Recreation (Non-Lapsing Federal Grants Fund and Park General Fund) to aid in reforestation efforts in Perry Township and Warren Township to replace trees that were lost in 2002 from a tornado, financed by a federal grant and from fund balance

FISCAL ORDINANCE NO. 48, 2003 - approves an increase of \$149,912 in the 2003 Budgets of the County Auditor and the Marion County Justice Agency (State and Federal Grants Fund) to appropriate funds for the salary of a Project Safe Neighborhoods Researcher, other contractual work, and travel expenses, funded by a federal grant (Project Safe Neighborhoods Research Partner/Crime Analyst Grant)

FISCAL ORDINANCE NO. 49, 2003 - approves an increase of \$445,100 in the 2003 Budgets of the County Auditor and the Marion County Justice Agency (State and Federal Grants Fund) to appropriate funds for the salaries and fringes for Metro Drug Task Force employees, funded by a state grant (Metro Drug Task Force Grant) (The local match of \$564,601 is funded by Indianapolis Police Department (\$513,776) and the County Sheriff (\$50,825))

FISCAL ORDINANCE NO. 51, 2003 - approves an increase of \$54,000 in the 2003 Budgets of the County Auditor and the Marion County Justice Agency (State and Federal Grants Fund) to pay the salary of a coordinator and newsletter expenses for the Indianapolis Violence Reduction Partnership, funded by a state grant (Indianapolis Violence Reduction Partnership Grant) (The local match of \$18,000 is funded by existing appropriations in the County Auditor and Marion County Justice Agency budgets.)

FISCAL ORDINANCE NO. 52, 2003 - approves a transfer of \$137,500 in the 2003 Budgets of the County Auditor and the Marion County Justice Agency (Drug Free Community Fund) to pay the salaries of employees in the Marion Superior Court, Prosecuting Attorney, and Marion County Justice Agency, per grant awards

June 2, 2003

GENERAL RESOLUTION NO. 8, 2003 - approves certain public purpose grants totaling \$1,625,000 for the support of the arts

SPECIAL RESOLUTION NO. 18, 2003 - remembers the life of Sam Jones

SPECIAL RESOLUTION NO. 26, 2003 - recognizes the third anniversary of the newspaper "La Voz de Indiana"

SPECIAL RESOLUTION NO. 27, 2003 - recognizes Thomas Hanify for his work with Indianapolis Metropolitan Professional Firefighters Local 416, and wishes him well as President of the Professional Fire Fighters Union of Indiana

SPECIAL RESOLUTION NO. 28, 2003 - an inducement resolution for Arbors at Arlington Apartments Project in an amount not to exceed \$12,000,000 which consists of the construction of a 176-unit multifamily residential facility on approximately 22 acres of land located at Southeastern Avenue immediately west of I-465 (District 13)

Respectfully,
s/Bart Peterson, Mayor

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF THE JOURNAL

The President called for additions or corrections to the Journal of May 12, 2003. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS

Councillor Boyd asked for consent to hear Proposal Nos. 309 and 310, 2003 together. Consent was given.

PROPOSAL NO. 309, 2003. The proposal, sponsored by Councillor Boyd, commends Coleman Middle School for success in regaining accreditation. PROPOSAL NO. 310, 2003. The proposal, sponsored by Councillor Boyd, commends Coleman Middle School custodial/maintenance staff for success in regaining accreditation. Councillor Boyd read the proposals and presented Coleman Middle School principal Michael Chisley with copies of the documents and a Council pin. Mr. Chisley thanked the Council for the recognition and thanked his staff and his wife Denise for all their support in turning the school around. Councillor Boyd moved, seconded by Councillor Talley, for adoption. Proposal Nos. 309 and 310, 2003 were adopted by a unanimous voice vote.

Proposal No. 309, 2003 was retitled SPECIAL RESOLUTION NO. 29, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 29, 2003

A SPECIAL RESOLUTION commending Coleman Middle School for success in regaining accreditation.

WHEREAS, in December of 2000, pursuant to Indiana Law, the Indiana Department of Education conducted a review of schools that had full accreditation status; and

WHEREAS, as one consequence of this review, the accreditation status of the IPS Julian D. Coleman Middle School #110 was changed from 5-year full accreditation status to probationary; and

WHEREAS, the State Department of Education described the problems faced at the school as being "overwhelming" and listed as conditions contributing to this unacceptable circumstance:

- an unusually high, continuity-destroying turnover of administration, staff, and students,
- an uncontrolled environment in which students were not generally engaged in the learning experience, with low test scores and student behavior problems,
- lack of involvement by parents and community stakeholders; and

WHEREAS, under the leadership of new Principal Michael Chisley and a very dedicated teaching, administrative and support staff there has been a very significant turn around in both the atmosphere and production at the Coleman Middle School; and

WHEREAS, the State Department of Education has recently announced that as a result of its last on-site review, it found improvements more than adequately enough to restore full accreditation; now, therefore

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and commends the achievements and improvements at the Julian D. Coleman Middle School #110.

SECTION 2. Be it further resolved that the Indianapolis City-County Council calls upon parents and other citizens throughout the community to become actively involved in their local schools.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 310, 2003 was retitled SPECIAL RESOLUTION NO. 30, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 30, 2003

A SPECIAL RESOLUTION commending Coleman Middle School custodial/maintenance staff for success in regaining accreditation.

WHEREAS, in December of 2000, pursuant to Indiana Law, the Indiana Department of Education conducted a review of schools that had full accreditation status; and

WHEREAS, as one consequence of this review, the accreditation status of the IPS Julian D. Coleman Middle School #110 was changed from 5-year full accreditation status to probationary; and

WHEREAS, the State Department of Education described the problems faced at the school as being "overwhelming" and listed several conditions contributing to this unacceptable circumstance; and

WHEREAS, any persons having the responsibility for running programs and institutions recognize the importance of the physical environment as well as the importance of those persons charged with the responsibility for maintaining it; and

WHEREAS, the maintenance/custodial staff at the Julian D. Coleman School #110 has shown unusual cooperation and initiative in going the extra mile to do their share in helping with the accreditation process; and

WHEREAS, the State Department of Education has recently announced that as a result of its last on-site review, it found improvements more than adequately enough to restore full accreditation; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. With special recognition to the custodial/maintenance staff, the Indianapolis City-County Council recognizes and commends the achievements and improvements of the Julian D. Coleman Middle School #110.

SECTION 2. Be it further resolved that the Indianapolis City-County Council calls upon parents and other citizens throughout the community to become actively involved in their local schools.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 311, 2003. The proposal, sponsored by Councillor Langsford, recognizes the Town of Cumberland, Indiana, and its recently retired Town Manager, David Mikkelsen. Councillor Langsford read the proposal and presented Mr. Mikkelsen with a copy of the document and a Council pin. Mr. Mikkelsen thanked the Council for the recognition and thanked Town Council members and his wife Bonnie for their support. Town Council President John Harrold, thanked the Council for the honor and also thanked Mr. Mikkelsen and new Town Manager Tom Bruns, along with his wife Anna. Councillor Coughenour said that she is impressed with the successes of Cumberland and the Town Council should be proud of its accomplishments. Councillor Langsford moved, seconded by Councillor Tilford, for adoption. Proposal No. 311, 2003 was adopted by a unanimous voice vote.

Proposal No. 311, 2003 was retitled SPECIAL RESOLUTION NO. 31, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 31, 2003

A SPECIAL RESOLUTION recognizing the Town of Cumberland, Indiana, and its recently retired Town Manager, David Mikkelsen.

WHEREAS, Cumberland was platted in 1831 and settled initially by workers building the National Road, later known as U.S. 40, and as Indianapolis' Washington Street; and

WHEREAS, located in both Marion and Hancock Counties, the town over the years added churches, a post office, businesses, houses and subdivisions, and had its own school; and

WHEREAS, by 1950, Cumberland's population was at 600, and steadily increased during the past half century to 5,500, and with this growth came a municipal water supply, a local identity, currently a stable local government which includes many volunteers, a new Town Hall building, a new 21st Century interceptor sewers and treatment plant, and Town Manager, David Mikkelsen, who on a daily basis brought his full-time zeal and organizational ability to develop and coordinate local talent and resources; and

WHEREAS, under Mr. Mikkelsen's invaluable assistance the Town implemented a formal Comprehensive Plan, gained approval of the Cumberland U.S. 40 Streetscape design, constructed a modern sanitary sewer system, and worked through the initial phases of the Cumberland Trails greenway system; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes the forward looking Town of Cumberland, and the contributions of retired Army Colonel David Mikkelsen who served as Town Manager from January, 2000, to April, 2003.

SECTION 2. Under the responsibility and direction of Town Council members Sandra Cotter, John Harrold, Robert Lewis, Charlene Massey, and Ron Sullivan, Clerk Treasurer Kay Dashley, and its new Town Manager Tom Bruns, Cumberland is as strong and vital as any time in its 172 year life.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 312, 2003. The proposal, sponsored by Councillor Coughenour, recognizes the public service of William H. Hendley, an early advocate for a Victims of Crime Memorial and state Constitutional amendment. Councillor Coughenour read the proposal and presented Mr. Hendley with a copy of the document and a Council pin. Mr. Hendley thanked the Council for the recognition and invited them to visit the memorial. Councillor Coughenour moved, seconded by Councillor Bainbridge, for adoption. Proposal No. 312, 2003 was adopted by a unanimous voice vote.

Proposal No. 312, 2003 was retitled SPECIAL RESOLUTION NO. 32, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 32, 2003

A SPECIAL RESOLUTION recognizing the public service of William H. Hendley, an early advocate for a Victims of Crime Memorial and state Constitutional amendment.

WHEREAS, William H. "Bill" Hendley, a native of Franklin, Indiana, is an Air Force veteran, is a leader in the American Legion, and has an active interest in history; and

WHEREAS, he has served twice as Commander of Eli Lilly American Legion Post #374, and has been involved with numerous other community volunteer tasks including the Legion's Americanism Committee, historical markers and street names, and educational Civil War reenactments; and

WHEREAS, recognizing that the National Coalition of Homeless Veterans reports that homeless veterans are disproportionately victims of violent crime, Mr. Hendley marshaled the American Legion and, along with many others, campaigned for an Indiana Victims of Violence Memorial in the Rotunda of the State House and for a Victims of Crime Indiana Constitutional amendment; and

WHEREAS, Article 1, Section 13, of the state Constitution was amended on November 5, 1996, and the State House Memorial was dedicated on April 11, 2003; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. William H. Hendley embodies the essence of the power of free speech and volunteer involvement that foreign dictators and anti-American groups just don't understand about the greatness of the United States.

SECTION 2. The Council is appreciative of citizens like Bill Hendley who all help make Indianapolis a city of optimism, of ideas, and of possibilities.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 313, 2003. The proposal, sponsored by Councillors Short and Boyd, honors Rebuilding Together Indianapolis' annual Community Work Day. Councillor Short read the proposal and presented representatives with copies of the document and Council pins. A.C. Byrd, executive director of the Indianapolis Chapter of the Indiana Union Construction Industry; Joe Long, vice president of the Indiana Building Trades Union; and Dave Hall, coordinator of the event representing Hagerman Construction, thanked the Council for the recognition.

Councillor Smith asked what types of repairs the program covers. Mr. Hall said that the program can feature extreme repairs such as gutting a house and replacing everything inside to simple painting or carpeting. He said that the majority of repairs are minor but vital, such as adding handicapped accessibility. Councillor Smith asked who should be contacted in order to apply for this type of help. Mr. Hall said that he can be contacted at Hagerman Construction at 577-6836.

Councillor Talley asked Councillor Short to outline the application process and put this information in Councillors' mailboxes for future reference. Councillor Short agreed to do so.

Councillor Short moved, seconded by Councillor Boyd, for adoption. Proposal No. 313, 2003 was adopted by a unanimous voice vote.

Proposal No. 313, 2003 was retitled SPECIAL RESOLUTION NO. 33, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 33, 2003

A SPECIAL RESOLUTION recognizing the April 26, 2003, Rebuilding Together Indianapolis housing revitalizing blitz.

WHEREAS, Rebuilding Together USA began in April, 1973, in Midland, Texas, when some volunteers decided to repair some deteriorated homes of low income residents in that city; and

WHEREAS, the concept took root and now local Rebuilding Together organizations have been established across America, including Indianapolis, which rehabbed 22 homes in one day last year; and

WHEREAS, Rebuilding Together USA takes its inspiration from old fashioned barn raisings, when an amazing number of skilled and unskilled volunteers converged at one place to do a massive amount of work in a very short time; and

WHEREAS, at 7:30 a.m. on the morning of Saturday April 26th, more than 800 volunteers converged upon a neighborhood in Mapleton-Fall Creek to repair 34 homes in a one-day rehabilitation blitz; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes the fourth annual Rebuilding Together Indianapolis neighborhood rehabilitation organization and volunteers.

SECTION 2. The Council commends the main corporate sponsors: Indiana Union Construction Industry, Inland Paperboard and Packaging, Inc., Huntington Bank, Clarian Health Partners, Indianapolis Colts, and National City Bank, along with a number of other private, public, and not-for-profit sponsors and contributors for their time and resources to help improve the lives of several Indianapolis residents on April 26, 2003.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 243, 2003. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 243, 2003 on May 14, 2003. The proposal, sponsored by Councillor Dowden, appoints Michael A. Evans to the Indianapolis-Marion County Forensic Board. Councillor Dowden said that Mr. Evans has since declined the nomination and finds that he cannot serve in this capacity. He moved, seconded by Councillor Moriarty Adams, to strike. Proposal No. 243, 2003 was stricken by a unanimous voice vote.

PROPOSAL NO. 281, 2003. Councillor Massie reported that the Rules and Public Policy Committee heard Proposal No. 281, 2003 on May 13, 2003. The proposal, sponsored by Councillor Massie, appoints Matt Klein to the Board of Ethics. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Massie moved, seconded by Councillor Coughenour, for adoption. Proposal No. 281, 2003 was adopted by a unanimous voice vote.

Proposal No. 281, 2003 was retitled COUNCIL RESOLUTION NO. 76, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 76, 2003

A COUNCIL RESOLUTION appointing Matt Klein to the Board of Ethics.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Board of Ethics, the Council appoints:

Matt Klein

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2003. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

PROPOSAL NO. 314, 2003. The proposal, sponsored by Councillor Coughenour, appoints Glenn Christian to the Common Construction Wage Committee for Washington Township. President Borst said that this is one of those time-sensitive proposals that is referred to the Rules and Public Policy Committee but needs consideration sooner than the committee schedule allows. Councillor Talley moved, seconded by Councillor Short, to suspend the Council Rules to allow the proposal to be voted on this evening. The Rules were suspended by a unanimous voice vote. Councillor Coughenour moved, seconded by Councillor Talley, for adoption. Proposal No. 314, 2003 was adopted by a unanimous voice vote.

Proposal No. 314, 2003 was retitled COUNCIL RESOLUTION NO. 77, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 77, 2003

A COUNCIL RESOLUTION appointing Glenn Christian to the Common Construction Wage Committee for Washington Township.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Common Construction Wage Committee for Washington Township, the Council appoints:

Glenn Christian

SECTION 2. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and qualifies.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 241, 2003. Introduced by Councillors Dowden, Moriarty Adams, Bainbridge, and Talley. The Clerk read the proposal entitled: "A Proposal for a Solid Waste Collection

Special Service District Fiscal Ordinance which approves a transfer of \$175,000 in the 2003 Budget of the Department of Public Safety, Police Division (Solid Waste Collection Service District Fund) to perform illegal dumping enforcement in Marion County, financed by a transfer from the Department of Public Works, Operations Division"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 283, 2003. Introduced by Councillor Tilford. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which determines the need to sublease approximately 950 square feet of office space at the Southwest Multi-Service Center, 5333 West Washington Street, for use by the Community Corrections' home-detention personnel"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 284, 2003. Introduced by Councillor Cockrum. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends the Code regarding the IMAGIS special projects fund"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 285, 2003. Introduced by Councillor Cockrum. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves a transfer of \$5,000 in the 2003 Budget of the Decatur Township Assessor (Property Reassessment Fund) to pay for mapping video cards"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 286, 2003. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Robert Thomas Burns to the Indianapolis-Marion County Building Authority Board of Trustees"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 287, 2003. Introduced by Councillor Bradford. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$10,595 in the 2003 Budgets of the County Auditor and the Cooperative Extension Service (County Grants Fund) to fund summer camp programs, funded by grants from The Lilly Foundation, The Journey, and the Indianapolis Foundation"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 288, 2003. Introduced by Councillor Soards. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Sarah Taylor to the Indianapolis-Marion County Public Library Board"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 289, 2003. Introduced by Councillor Soards. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Danny M. Crenshaw to the Indianapolis Public Transportation Corporation"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 290, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$57,300 in the 2003 Budgets of the County Prosecutor and the County Auditor (State and Federal Grants Fund) to provide continued funding for a deputy prosecutor and part time investigator/victim advocate for the Regional Gang Interdiction Program, funded by a state grant (Byrne Memorial Funds awarded through Indiana Criminal Justice Institute)"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 291, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves a transfer of \$8,178 in the 2003 Budgets of the County Auditor and the County Prosecutor (State and Federal Grants Fund) to transfer remaining balances in Personal Services, Fringes, and Other Services and Charges to Supplies and Capital Outlay to cover existing expenses"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 292, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves a transfer of \$48,061 in the 2003 Budgets of the County Prosecutor and County Auditor (State and Federal Grants Fund) to transfer remaining balances in Personal Services to Supplies and Capital Outlay to cover existing expenses"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 293, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Special Ordinance which funds MECA operations in 2004 with County Option Income Tax revenue in the amount of \$2,750,000"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 294, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$317,665 in the 2003 Budget of the Metropolitan Emergency Communication Agency (MECA/County Emergency Telephone System Fund) to fund an additional four 911 answering positions in the Indianapolis Marion County Control Room and to fund upgrades and modifications to the dispatch center, financed by fund balances"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 295, 2003. Introduced by Councillors Dowden, Moriarty Adams, and Talley. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$13,000 in the 2003 Budget of the County Sheriff (State and Federal Grants Fund) to pay overtime for one officer to work with ATF (Bureau of Alcohol, Tobacco, Firearms and Explosives) associated with the Indianapolis Violence Reduction Project, funded by the Department of the Treasury (Bureau of Alcohol, Tobacco, and Firearms and Explosives)"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 296, 2003. Introduced by Councillors Dowden, Moriarty Adams, and Talley. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$9,801 in the 2003 Budget of the County Sheriff (State and Federal Grants Fund) for a one-time reimbursement for one officer assigned to the Drug Enforcement Administration, funded by a grant from the U.S. Department of Justice (Drug Enforcement Administration)"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 297, 2003. Introduced by Councillors Dowden, Moriarty Adams, Talley, and Frick. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$2,987,967 in the 2003 Budget of the County Sheriff (County General Fund) to purchase additional beds at CCA (Jail II) for the remainder of 2003, financed by fund balances"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 298, 2003. Introduced by Councillors Dowden, Moriarty Adams, Talley, and Frick. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$49,082 in the 2003 Budgets of the County Auditor and the County Sheriff (County General Fund) to hire two additional Marion County court line deputies dedicated to the

transportation of prisoners, financed by fund balances"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 299, 2003. Introduced by Councillors Dowden, Moriarty Adams, and Frick. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$674,517 in the 2003 Budget of Community Corrections (County General Fund) to fund six months of expanded capacity of Work Release Programming for an additional 153 clients, financed by fund balances"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 300, 2003. Introduced by Councillors Dowden, Moriarty Adams, and Frick. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$281,304 in the 2003 Budgets of the County Auditor and Community Corrections (County General Fund) to fund six months of expanded capacity of Home Detention Programming for an additional 600 clients, financed by fund balances"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 301, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$92,712 in the 2003 Budget of Community Corrections (State and Federal Grants Fund) to fund a substance abuse treatment program, funded by a grant from the Indiana Criminal Justice Institute"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 302, 2003. Introduced by Councillors Dowden and Frick. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$25,410 in the 2003 Budget of Community Corrections (Home Detention User Fee Fund) to cover the increase in the equipment lease due to the increase volume in home detention capacity, financed by fund balances"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 303, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$28,000 in the 2003 Budget of Community Corrections (Home Detention User Fee Fund) to assist with the funding of a Forensic Mental Health Coordinator position, financed by fund balances"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 304, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves a transfer of \$13,000 in the 2003 Budget of the Marion County Justice Agency (County General Fund) for the purchase of new computers and equipment"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 305, 2003. Introduced by Councillors Bainbridge and Moriarty Adams. The Clerk read the proposal entitled: "A Proposal for a General Resolution which authorizes proceedings to acquire real estate that is necessary for Pogues Run Channel Improvements for Flood Protection to the Cottage Home Area"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 306, 2003. Introduced by Councillor Moriarty Adams. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at

13th Street and Hawthorne Lane (District 15)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 307, 2003. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes multi-way stops at Cranbrook Drive and Briarwood Drive, and at Cranbrook Drive and Dover Drive (District 3)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 308, 2003. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints R. Bruce Wallace to the Air Pollution Control Board"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 323, 2003. Introduced by Councillor Massie. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Olga Villa Parra to the Board of Ethics"; and the President referred it to the Rules and Public Policy Committee.

President Borst called attention to Proposal Nos. 297-300, 2003 and encouraged Councillors to review these proposals carefully. These proposals relate to Judge Sarah Barker's mandates regarding jail overcrowding, which is scheduled for another hearing this week.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 315, 2003, PROPOSAL NO. 316, 2003, and PROPOSAL NOS. 317-322, 2003. Introduced by Councillor Langsford. Proposal No. 315, 2003, Proposal No. 316, 2003, and Proposal Nos. 317-322, 2003 are proposals for Rezoning Ordinances certified by the Metropolitan Development Commission on May 15 and 22, 2003. The President called for any motions for public hearings on any of those zoning maps changes. There being no motions for public hearings, the proposed ordinances, pursuant to IC 36-7-4-608, took effect as if adopted by the City-County Council, were retitled for identification as REZONING ORDINANCE NOS. 62-69, 2003, the original copies of which ordinances are on file with the Metropolitan Development Commission, which were certified as follows:

REZONING ORDINANCE NO. 62, 2003.

2003-ZON-805

3106, 3120, 3124 and 3130 ILLINOIS STREET and 3045 KENWOOD AVENUE (approximate addresses), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 9

CHILDREN'S MUSEUM OF INDIANAPOLIS, INC., by Joseph D. Calderon, requests a rezoning of 3.91 acres, being in the D-8 and C-4 Districts, to the C-S classification to provide for a parking garage and pedestrian bridge.

REZONING ORDINANCE NO. 63, 2003.

2003-ZON-018

6160 SUNNYSIDE ROAD (approximate address), CITY OF LAWRENCE.

LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT # 5

SUNNYSIDE ROAD BAPTIST CHURCH requests a rezoning of 5.623 acres, being in the SU-1, D-3, AND I-2-S Districts, to the SU-1 classification to legally establish religious uses.

REZONING ORDINANCE NO. 64, 2003.

2002-ZON-187

4010 and 4014 SOUTHEASTERN AVENUE (approximate addresses), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 23

JACK KESLER, by Thomas Michael Quinn, requests a rezoning of 2.3 acres, being in the I-2-U District, to the C-7 classification to provide for commercial and industrial uses.

REZONING ORDINANCE NO. 65, 2003.

2002-ZON-846

4360, 4380, and 4390 NORTH KEYSTONE AVENUE and 2144 CLAY STREET (approximate addresses), INDIANAPOLIS.

WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT # 6

RGH & ASSOCIATES, LLC, by David Kingen, requests a rezoning of 0.9 acre, being in the C-5 (W-1) and I-2-U (W-1) Districts, to the C-4 (W-1) classification to provide for regional commercial uses.

REZONING ORDINANCE NO. 66, 2003.

2003-ZON-011 (2003-DP-003)

4705 EAST 96TH STREET (approximate address), INDIANAPOLIS.

WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT # 3

THE SKINNER AND BROADBENT COMPANY, INC., by Philip A. Nicely, requests a rezoning of 2.002 acres, being in the D-P District, to the D-P classification to provide for the temporary storage of new and used automobiles in addition to C-1 and limited C-3 uses approved by 96-Z-246 (96-DP-25).

REZONING ORDINANCE NO. 67, 2003.

2003-ZON-032

5257, 5261, 5325, 5257, 5331, 5335 and 5351 NORTH TACOMA AVENUE, 5346 NORTH RURAL STREET, 5335 NORTH TEMPLE AVENUE, and 2502 EAST 52ND STREET (approximate addresses), INDIANAPOLIS.

WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT #7

BOWERS REAL ESTATE COMPANY, INCORPORATED, by David Kingen, requests a rezoning of 8.3 acres, being in the I-1-U (W-5) and C-S (W-5) Districts, to the C-S (W-5) classification to provide for a mixture of residential uses, C-1, C-2, C-7, C-ID, I-3-U uses and other commercial and industrial uses.

REZONING ORDINANCE NO. 68, 2003.

2003-ZON-809 (2003-DP-001)

6510 FIVE POINTS ROAD (approximate address), INDIANAPOLIS.

FRANKLIN TOWNSHIP, COUNCILMANIC DISTRICT #23

WEL DEVELOPMENT, LLC., by David A. Retherford, requests a rezoning of 22.794 acres, R. O. No. 68, 2003 being in the D-A (FF) District, to the D-P (FF) classification to provide for 61 single-family dwellings at a density of 2.68 units per acre.

REZONING ORDINANCE NO. 69, 2003.

2003-ZON-814

2507 FISHERS ROAD (approximate address), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT #13

CARL M. and VIOLET MEISTER request a rezoning of 4.55 acres, being in the D-A (FF) (FW) District, to the D-1 (FF) (FW) classification to provide for single-family residential development.

PROPOSAL NO. 282, 2003. Councillor Langsford reported that the Metropolitan Development Committee heard Proposal No. 282, 2003 on May 19, 2003. The proposal, sponsored by Councillor Langsford, is a final resolution for Orchard Park Apartments in an amount not to exceed \$1,600,000 which consists of the acquisition and rehabilitation of the existing 94-unit, apartment complex on an approximately 6.784 acre parcel of real estate located at 3201 North Baltimore (District 11). By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Langsford moved, seconded by Councillor Talley, for adoption. Proposal No. 282, 2003 was adopted on the following roll call vote; viz:

28 YEAS: Bainbridge, Black, Borst, Boyd, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford

0 NAYS:

1 NOT VOTING: Bradford

Proposal No. 282, 2003 was retitled SPECIAL ORDINANCE NO. 4, 2003, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 4, 2003

A SPECIAL ORDINANCE approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "Issuer") is authorized by IC 36-7-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, rehabilitation, construction, installation and equipping of said facilities, and said facilities to be either sold or leased to a company or the proceeds of the revenue bond issue may be loaned to the company and said facilities directly owned by the Company; and

WHEREAS, D & O Investments, LLC or its assigns (the "Applicant"), has advised the Indianapolis Economic Development Commission (the "Commission") and the Issuer that it proposes that the Issuer either acquire certain economic development facilities and sell or lease the same to Applicant or loan the proceeds of an economic development financing to the Applicant for the same, said economic development facilities to consist of the acquisition and rehabilitation of the existing 94-unit Orchard Park Apartments located on an approximately 6.784 acre parcel of land at 3102 North Baltimore, Indianapolis, Indiana (the "Project"); and

WHEREAS, the diversification of industry and the creation and retention of opportunities for gainful employment and the creation of business opportunities to be achieved by the acquisition and rehabilitation of the Project will serve a public purpose and be of benefit to the health or general welfare of the Issuer and its citizens;

WHEREAS, it would appear that the financing of the Project would be of benefit to the health or general welfare of the Issuer and its citizens; and

WHEREAS, the acquisition and rehabilitation of the Project will not have an adverse competitive effect on similar facilities already constructed or operating within the jurisdiction of the Issuer; now, therefore:

BE IT ORDINANCE BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It finds, determines, ratifies and confirms that the diversification of industry and the retention of opportunities for gainful employment within the jurisdiction of the Issuer, is desirable, serves a public purpose, and is of benefit to the health or general welfare of the Issuer; and that it is in the public interest that this Issuer take such action as it lawfully may to encourage the diversification of industry, the creation of business opportunities, and the creation and retention of opportunities for gainful employment within the jurisdiction of the Issuer.

SECTION 2. It further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds of the Issuer in an amount not to exceed \$1,600,000 under the Act to be privately placed or publicly offered if permitted under current Commission policy for the acquisition and rehabilitation of the Project and the sale or leasing of the Project to the Applicant or the loan of the proceeds of the revenue bonds to the Applicant for the acquisition and rehabilitation of the Project will serve the public purposes referred to above in accordance with the Act.

SECTION 3. In order to induce the Applicant to proceed with the acquisition and rehabilitation of the Project, this Council hereby finds, determines, ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided (a) that all of the foregoing shall be mutually acceptable to the Issuer and the Applicant and (b) subject to the further caveat that this inducement resolution expires on August 31, 2003, unless such bonds have been issued or an Ordinance authorizing the issuance of such bonds has been adopted by this Council prior to the aforesaid date or unless, upon a showing of good cause by the Applicant, the Issuer, by official action, extends the term of this inducement resolution; and (ii) it will adopt such ordinances and resolutions and authorize the execution and delivery of such instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said economic development revenue bonds, provided that at the time of the proposed issuance of such bonds (a) this inducement resolution is still in effect and (b) if applicable, the aggregate amount of private activity bonds previously issued during that calendar year will not exceed the private activity bond limit for such calendar year, it being understood that the Issuer,

by taking this action, is not making any representation nor any assurances that (1) any such allocable limit will be available, because inducement resolutions in the aggregate amount in excess of the private activity bond limit may, and in all probability will, be adopted; (2) the proposed Project will have no priority over other projects which have applied for such private activity bonds and have received inducement resolutions; and (3) no portion of such activity bond limit has been guaranteed for the proposed Project; and (iii) it will use its best efforts at the request of the Applicant to authorize the issuance of additional bonds for refunding and refinancing the outstanding principal amount of the bonds, for completion of the Project and for additions to the Project, including the costs of issuance (providing that the financing of such addition or additions to the Project is found to have a public purpose [as defined in the Act] at the time of authorization of such additional bonds), and that the aforementioned purposes comply with the provisions of the Act.

SECTION 4. All costs of the Project incurred after the date which is sixty (60) days prior to the adoption of this resolution, including reimbursement or repayment to the Applicant of monies expended by the Applicant for application fees, planning, engineering, underwriting expenses, attorney and bond counsel fees, and acquisition and rehabilitation of the Project will be permitted to be included as part of the bond issue to finance said Project, and the Issuer will thereafter sell the Project to the Applicant or loan the proceeds of the revenue bonds to the Applicant for the Project. Also certain indirect expenses incurred prior to such date will be permitted to be included as part of the bond issue to finance the Project in accordance with the Final Regulations (T 8476) on Arbitrage Restrictions on Tax-Exempt Bonds in particular Section 1.150-2.

SECTION 5. This Council recognizes that the Applicant intends to utilize Tax Credits, if available, pursuant to Section 42 of the Internal Revenue Code of 1986, as amended, or any successor section thereof in connection with the financing of the Project with tax-exempt bonds.

SECTION 6. The Council hereby finds and determines that the amount of tax credits to be allocated to the Project under Section 42 of the Internal Revenue Code of 1986, as amended, does not exceed the amount necessary for the financial feasibility of the Project and its viability as a qualified housing project throughout the credit period for the Project. In making the foregoing determination, the Issuer has relied upon representations of the Applicant. The foregoing determinations shall not be construed to be a representation or warranty by the Issuer as to the feasibility or viability of the Project. The Mayor of the City of Indianapolis (the "Mayor") is hereby directed to delegate to the Director, Department of Metropolitan Development, the authority to execute on behalf of the Mayor and the Issuer any and all documents required in the application process for tax credit or volume cap allocations from the appropriate State of Indiana agency. In reliance upon the representations of the Applicant, it is hereby found and determined that the Project satisfies the requirements for the allocation of a housing credit dollar amount under IHFA's qualified allocation plan.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 142, 2003. Councillor McWhirter reported that the Administration and Finance Committee heard Proposal No. 142, 2003 on May 20, 2003. The proposal, sponsored by Councillors McWhirter, Nytes, Knox, and Brents, approves an increase of \$450,000 in the 2003 Budget of the Office of the Controller (City Cumulative Capital Improvement Fund) to acquire the property formerly occupied by Central State Hospital and to begin environmental surveys and preliminary design for a temporary facility to house the IPD mounted patrol, financed by fund balances. By a 6-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Frick said that he was the one dissenting vote in Committee, and the questions he raised have still not been answered. He said that he is concerned about the environmental study being done first before a purchase is entered into. He still has not seen financial projections regarding maintenance costs and a timeline as to when the property will be developed to begin producing revenue. Councillor McWhirter said that Gordon Hendry, Office of the Mayor, testified that the environmental study is underway, and nothing abnormal has yet been found that would cause any concerns in purchasing the property. She said that per the letter of intent

between the State and the City, the State is responsible for remediating any abnormal environmental problems.

Councillor Schneider asked if the State's responsibility is stipulated in the ordinance. Councillor McWhirter said that it is not, but it is included in the letter of intent, and she imagines it would be included in the purchase agreement, as well. Mr. Hendry said that the environmental study has shown no major problems to date and the City would not close the deal until they were assured that the State would remedy any problems found on the property. He said the only issues discovered have been small amounts of asbestos, which is normal for historic buildings.

Councillor Gibson asked if the purchase agreement will then not be entered into until the environmental study is completed. Mr. Hendry said this is correct. Councillor Gibson said that this 160 acres has set relatively vacant for several years and he is excited about the economic development possibilities and a new home for the Indianapolis Police Department's Mounted Police.

Councillor Soards asked about the reports that there might be human remains uncovered on the property. Mr. Hendry said that there has been no evidence of that except for a small cemetery on the northwest corner of the property, where human remains would be expected.

Councillor Coughenour asked if the Medical History Museum would be allowed to stay on the property. Mr. Hendry said that the City will honor the Museum's lease with the State.

Councillor Smith asked if there is a dollar cap on the environmental remediation the State has agreed to. Mr. Hendry said that there is no established amount and that the letter of intent says that the State is responsible for any extraordinary costs. If the study should reveal environmental problems, the City would then negotiate the liability or re-evaluate the transaction.

Councillor Horseman asked if there is then no purchase agreement until the study is finished. Mr. Hendry said that this is correct.

Councillor Frick asked if the City has completed a financial analysis of on-going maintenance costs and any additional costs and savings that may occur as a result of the transaction. He asked if there is a purchase agreement already written. Mr. Hendry said that the only thing between the State and City at this time is a letter of intent, and the City can walk away from that if substantial problems are found as a result of the environmental study. He added that it was testified in Committee that the maintenance costs could be up to \$350,000 a year, but that was a very generous estimate, and he expects them to be lower. Whatever the costs, he said that they can be absorbed into existing department budgets.

President Borst asked if those maintenance costs could then be recouped when the site is developed. Mr. Hendry said that this is correct. Councillor McWhirter added that this transaction will help with economic development in this area, as the property has been vacant for a long time.

President Borst called for public testimony at 8:05 p.m. There being no one present to testify, Councillor McWhirter moved, seconded by Councillor Nytes, for adoption. Proposal No. 142, 2003 was adopted on the following roll call vote; viz:

22 YEAS: Bainbridge, Black, Borst, Boyd, Brents, Cockrum, Conley, Coughenour, Douglas, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Short, Talley, Tilford

7 NAYS: Bradford, Coonrod, Dowden, Frick, Schneider, Smith, Soards

Proposal No. 142, 2003 was retitled FISCAL ORDINANCE NO. 54, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 54, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance 99, 2002) appropriating Four Hundred Fifty Thousand Dollars (\$450,000) in the City Cumulative Capital Improvement Fund for purposes of the Office of the City Controller and reducing the unappropriated and unencumbered balance in the City Cumulative Capital Improvement Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(f) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for the purpose of the City to acquire the property formerly occupied by Central State Hospital and to begin environmental surveys and preliminary design for a temporary facility to house the IPD mounted patrol, financed by fund balance.

SECTION 2. The sum of Four Hundred Fifty Thousand Dollars (\$450,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>OFFICE OF THE CONTROLLER</u>	<u>CITY CUMULATIVE CAPITAL IMPROVEMENT FUND</u>
3. Other Services and Charges	50,000
4. Capital Outlay	<u>400,000</u>
TOTAL INCREASE	450,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>CITY CUMULATIVE CAPITAL IMPROVEMENT FUND</u>
Unappropriated and Unencumbered	
City Cumulative Capital Improvement Fund	<u>450,000</u>
TOTAL DECREASE	450,000

SECTION 5. The projected December 31, 2003, fund balance for the City Cumulative Capital Improvement Fund is as follows:

Cash balance as of December 31, 2002	12,383,844
Estimated 2003 revenues (per 2003 budget)	<u>11,451,989</u>
Projected funds available	23,835,833
2003 appropriations, including prior year carryover encumbrances	18,743,450
Proposed appropriation (Proposal No. 142, 2003)	450,000
Pending appropriation requests (Proposal No. 146, 2003)	<u>365,000</u>
Projected fund balance December 31, 2003	4,277,383

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 261, 2003. Councillor McWhirter reported that the Administration and Finance Committee heard Proposal No. 261, 2003 on May 20, 2003. The proposal, sponsored by Councillors McWhirter and Sanders, approves an increase of \$800,000 in the 2003 Budget of the Office of the City Controller (City Cumulative Capital Improvement Fund) to provide funding for certain capital improvements for the Indianapolis Housing Authority, financed by fund balances.

By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

President Borst called for public testimony at 8:07 p.m. There being no one present to testify, Councillor McWhirter moved, seconded by Councillor Sanders, for adoption. Proposal No. 261, 2003 was adopted on the following roll call vote; viz:

29 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford
0 NAYS:

Proposal No. 261, 2003 was retitled FISCAL ORDINANCE NO. 55, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 55, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance 99, 2002) appropriating an additional Eight Hundred Thousand Dollars (\$800,000) in the City Cumulative Capital Improvement Fund for purposes of the Office of the City Controller and reducing the unappropriated and unencumbered balance in the City Cumulative Capital Improvement Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01(f) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Office of the City Controller to provide funding for certain capital improvements for the Indianapolis Housing Authority.

SECTION 2. The sum of Eight Hundred Thousand Dollars (\$800,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>OFFICE OF THE CITY CONTROLLER</u>	<u>CITY CUMULATIVE CAPITAL IMPROVEMENT FUND</u>
3. Other Services and Charges	<u>800,000</u>
TOTAL INCREASE	800,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>CITY CUMULATIVE CAPITAL IMPROVEMENT FUND</u>
Unappropriated and Unencumbered	
City Cumulative Capital Improvement Fund	<u>800,000</u>
TOTAL DECREASE	800,000

SECTION 5. The projected December 31, 2003, fund balance for the City Cumulative Capital Improvement Fund is as follows:

Cash balance as of December 31, 2002	12,383,844
Estimated 2003 revenues (per 2003 budget)	<u>12,011,091</u>
Projected funds available	24,394,935
2003 appropriations, including prior year carryover encumbrances	16,720,666
Additional appropriations already approved this year	815,000
Proposed appropriation (Proposal No. 261, 2003)	800,000
Pending appropriation requests (Proposal No. 264, 2003)	<u>245,000</u>
Total Requirements	18,580,666
Projected fund balance December 31, 2003	5,814,269

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Coonrod stated that he failed earlier, during introduction of guests, to recognize Rob Wilkes, former Deputy Auditor and financial officer for the Council Office.

Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 264, and 266-270, 2003 on May 14, 2003. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 264, 2003. The proposal, sponsored by Councillors Dowden, Moriarty Adams, Talley, and Soards, approves an increase of \$245,000 in the 2003 Budget of the Department of Public Safety, Police Division (City Cumulative Capital Improvement Fund) to use as matching requirements for a Department of Justice Block Grant to purchase police vehicles, financed by fund balances. PROPOSAL NO. 266, 2003. The proposal, sponsored by Councillors Dowden, Moriarty Adams, and Talley, approves an increase of \$250,000 in the 2003 Budget of the Department of Public Safety, Emergency Management and Planning Division (Non-Lapsing Federal Grants Fund) to assist in the critical initial response effort by providing funding and contract requirements to each Metropolitan Medical Response System jurisdiction to purchase the local supplies needed to respond to a weapons of mass destruction event, financed by a federal grant. PROPOSAL NO. 267, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$346,062 in the 2003 Budgets of the County Auditor and the Prosecuting Attorney (State and Federal Grants Fund) to support the efforts of the Adult Protective Services Unit, funded by a state and federal grant. PROPOSAL NO. 268, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$60,000 in the 2003 Budgets of the County Auditor and the Prosecuting Attorney (State and Federal Grants Fund) to provide partial funding for both the Community Court Coordinator and the Resource Coordinator, funded by a federal grant (U.S. Department of Justice, Office of Justice Programs). PROPOSAL NO. 269, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$7,000 in the 2003 Budgets of the County Auditor and the Marion County Superior Court (County Grants Fund) to provide local hosting and program arrangements for the Library of Congress-Open World Russian Leadership Program, funded by a grant from the Academy for Educational Development. PROPOSAL NO. 270, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$10,000 in the 2003 Budget of the Marion County Superior Court (Drug Treatment Diversion Fund) to provide drug testing and incentives for Drug Treatment Court participants, financed by fund balances. By unanimous votes, the Committee reported the proposals to the Council with the recommendation that they do pass.

Councillor Schneider asked how the Academy for Educational Development in Proposal No. 269, 2003 is funded. Councillor Dowden said that he believes they receive funding through private grants and solicitations.

Councillor Gibson said that he strongly supports Proposal No. 270, 2003, as he is a strong advocate for combating drug addiction in the County.

Councillor Dowden moved, seconded by Councillor Talley, for adoption. Proposal Nos. 264, and 266-270, 2003 were adopted on the following roll call vote; viz:

29 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nyles, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford
0 NAYS:

Proposal No. 264, 2003 was retitled FISCAL ORDINANCE NO. 56, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 56, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 99, 2002) appropriating Two Hundred Forty-five Thousand Dollars (\$245,000) in the City Cumulative Capital Development Fund for purposes of the Department of Public Safety, Police Division and reducing the unappropriated and unencumbered balance in the City Cumulative Capital Development Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(k) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for the purpose of the Department of Public Safety, Police Division to use as matching requirements for a Department of Justice Block Grant to purchase police vehicles, financed by fund balance.

SECTION 2. The sum of Two Hundred Forty-five Thousand Dollars (\$245,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

DEPARTMENT OF PUBLIC SAFETY
POLICE DIVISION

CITY CUMULATIVE CAPITAL DEVELOPMENT FUND

4. Capital Outlay	245,000
TOTAL INCREASE	245,000

SECTION 4. The said additional appropriation is funded by the following reductions:

CITY CUMULATIVE CAPITAL DEVELOPMENT FUND

Unappropriated and Unencumbered	
City Cumulative Capital Development Fund	245,000
TOTAL REDUCTION	245,000

SECTION 5. The projected December 31, 2003, fund balance for the City Cumulative Capital Development Fund is as follows:

Cash balance as of December 31, 2002	12,383,844
Estimated 2003 revenues (2003 budgeted plus new revenues)	12,011,091
Projected funds available	24,394,935
2003 appropriations, including prior year carryover encumbrances	16,720,666
Additional appropriations approved this year	815,000
Proposed appropriation (Proposal No. 264, 2003)	245,000
Pending additional appropriation requests (Proposal No. 261, 2003)	800,000
Total Requirements	18,580,666
Projected fund balance December 31, 2003	5,814,269

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 266, 2003 was retitled FISCAL ORDINANCE NO. 57, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 57, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance 99, 2002) appropriating Two Hundred Fifty Thousand Dollars (\$250,000) in the Federal Grants Fund for purposes of the Department of Public Safety, Emergency Management and Planning Division, and reducing the unappropriated and unencumbered balance in the Federal Grants Fund

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01(k) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the of Public Safety, Emergency Management and Planning Division to assist in the critical initial response effort by providing funding and contract requirements to each Metropolitan Medical Response System (MMRS) jurisdiction to purchase the local supplies needed to respond to a weapons of mass destruction (WMD) event, financed by a federal grant.

SECTION 2. The sum of Two Hundred Fifty Thousand Dollars (\$250,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4

SECTION 3. The following increased appropriation is hereby approved:

<u>DEPARTMENT OF PUBLIC SAFETY</u>	<u>NON-LAPSING</u>
<u>EMERGENCY MANAGEMENT AND PLANNING DIVISION</u>	<u>FEDERAL GRANTS FUND</u>
2. Materials and Supplies	95,761
3. Other Services and Charges	118,232
4. Capital Outlay	<u>36,007</u>
TOTAL INCREASE	250,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>NON-LAPSING</u>
	<u>FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
Non-Lapsing Federal Grants Fund	<u>250,000</u>
TOTAL REDUCTION	250,000

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SECTION 7. This appropriation shall be in addition to all appropriations provided for in the regular budget and levy, and shall continue in effect until the completion of the program described in section 1 above.

Proposal No. 267, 2003 was retitled FISCAL ORDINANCE NO. 58, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 58, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Three Hundred Forty-six Thousand Sixty-two Dollars (\$346,062) in the State and Federal Grants Fund for purposes of the County Auditor and the Prosecuting Attorney reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (c) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Auditor and the Prosecuting Attorney to support the efforts of the Adult Protective Services Unit.

SECTION 2. The sum of Three Hundred Forty-six Thousand Sixty-two Dollars (\$346,062) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services - fringes	60,973
<u>PROSECUTING ATTORNEY</u>	
1. Personal Services	243,895
2. Supplies	7,594
3. Other Services and Charges	5,000
4. Capital Outlay	<u>28,600</u>
TOTAL INCREASE	346,062

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>346,062</u>
TOTAL REDUCTION	346,062

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 268, 2003 was retitled FISCAL ORDINANCE NO. 59, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 59, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97 2002) appropriating an additional Sixty Thousand Dollars (\$60,000) in the State and Federal Grants Fund for purposes of the County Auditor and the Prosecuting Attorney reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (c) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Auditor and the Prosecuting Attorney to provide partial funding for both Community Court Coordinator and the Resource Coordinator.

SECTION 2. The sum of Sixty Thousand Dollars (\$60,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services - fringes	8,800
<u>PROSECUTING ATTORNEY</u>	
1. Personal Services	<u>51,200</u>
TOTAL INCREASE	60,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>60,000</u>
TOTAL REDUCTION	60,000

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 269, 2003 was retitled FISCAL ORDINANCE NO. 60, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 60, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Seven Thousand Dollars (\$7,000) in the County Grants Fund for purposes of the County Auditor and the Marion County Superior Court and reducing the unappropriated and unencumbered balance in the County Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(j) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for the purposes of the County Auditor and the Marion County Superior Court to provide a program for Russian Librarians.

SECTION 2. The sum of Seven Thousand Dollars (\$7,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION COUNTY SUPERIOR COURT</u>	<u>COUNTY GRANTS FUND</u>
1. Personal Services	2,500
2. Supplies	100
3. Other Services	4,400
TOTAL INCREASE	7,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>COUNTY GRANTS FUND</u>
Unappropriated and Unencumbered County Grants Fund	7,000
TOTAL REDUCTION	7,000

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 270, 2003 was retitled FISCAL ORDINANCE NO. 61, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 61, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Ten Thousand Dollars (\$10,000) in the Drug Treatment Diversion Fund for purposes of the Marion County Superior Court and reducing the unappropriated and unencumbered balance in the Drug Treatment Diversion Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(j) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for the purposes of the Marion County Superior Court to provide drug testing and incentives for Drug Treatment Court participants.

SECTION 2. The sum of Ten Thousand Dollars (\$10,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION COUNTY SUPERIOR COURT</u>	<u>DRUG TREATMENT DIVERSION FUND</u>
3. Other Services and Charges	<u>10,000</u>
TOTAL INCREASE	10,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>DRUG TREATMENT DIVERSION FUND</u>
Unappropriated and Unencumbered	
Drug Treatment Diversion Fund	<u>10,000</u>
TOTAL REDUCTION	10,000

SECTION 5. The projected December 31, 2003, fund balance for the Drug Treatment Diversion Fund is as follows:

Current cash balance (12-31-02)	22,954
Anticipated additional revenue through December 31, 2003	<u>1,000</u>
Projected funds available	23,954
Remaining appropriations and encumbrances	0
Proposed additional appropriation	<u>10,000</u>
Funds required	10,000
Projected fund balance December 31, 2003	13,954

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - FINAL ADOPTION

Councillor Cockrum reported that the Parks and Recreation Committee heard Proposal Nos. 262 and 263, 2003 on May 15, 2003. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 262, 2003. The proposal, sponsored by Councillors Cockrum and Brents, approves a transfer of \$50,000 in the 2003 Budget of the Department of Parks and Recreation (Park General Fund) to cover overtime costs incurred while assisting Department of Public Works in snow removal and pothole repairs during the latest winter season. PROPOSAL NO. 263, 2003. The proposal, sponsored by Councillors Cockrum and Brents, approves a transfer of \$45,000 in the 2003 Budget of the Department of Parks and Recreation (Transportation General Fund) to employ an inspector for street trees in the public right of way. By 7-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass.

President Borst asked if the inspector employed through Proposal No. 263, 2003 will be going out and looking for illegal trees in the rights-of-way and citing citizens for trimming these trees. He said that he recently had some constituents that were cited for cutting trees that they had considered their property and responsibility and he hopes that this inspector will not be going out and trying to find citizens to cite. Councillor Cockrum said that the inspector will perform the

same duties a consultant position now fulfills, which is mostly answering complaints regarding trees that block the rights-of-way.

Councillor Cockrum moved, seconded by Councillor Brents, for adoption. Proposal Nos. 262 and 263, 2003 were adopted on the following roll call vote; viz:

28 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Soards, Talley, Tilford
0 NAYS:
1 NOT VOTING: Smith

Proposal No. 262, 2003 was retitled FISCAL ORDINANCE NO. 62, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 62, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 99, 2002) transferring and appropriating an additional Fifty Thousand Dollars (\$50,000) in the Park General Fund for purposes of the Department of Parks and Recreation and reducing certain other appropriations for that agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01(l) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Parks and Recreation to cover overtime costs incurred by DPR while assisting DPW in snow removal and pothole repairs during the latest winter season, financed by a transfer between characters.

SECTION 2. The sum of Fifty Thousand Dollars (\$50,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>DEPARTMENT OF PARKS AND RECREATION</u>	<u>PARK GENERAL FUND</u>
1. Personal Services	50,000
TOTAL INCREASE	50,000

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>DEPARTMENT OF PARKS AND RECREATION</u>	<u>PARK GENERAL FUND</u>
5. Internal Charges	50,000
TOTAL DECREASE	50,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 263, 2003 was retitled FISCAL ORDINANCE NO. 63, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 63, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 99, 2002) transferring and appropriating an additional Forty-five Thousand Dollars (\$45,000) in the Transportation General Fund for purposes of the Department of Parks and Recreation and reducing certain other appropriations for that department.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (l) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases

and reductions hereinafter stated for purposes of the Department of Parks and Recreation to employ an inspector for street trees in the public right of way, financed by a transfer of funds.

SECTION 2. The sum of Forty-five Thousand Dollars (\$45,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>DEPARTMENT OF PARKS AND RECREATION</u>	<u>TRANSPORTATION GENERAL FUND</u>
1. Personal Services	<u>45,000</u>
TOTAL INCREASE	45,000

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>DEPARTMENT OF PARKS AND RECREATION</u>	<u>TRANSPORTATION GENERAL FUND</u>
3. Other Services and Charges	<u>45,000</u>
TOTAL DECREASE	45,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 271, 2003. Councillor McWhirter reported that the Administration and Finance Committee heard Proposal No. 271, 2003 on May 20, 2003. The proposal, sponsored by Councillor McWhirter, creates the Capital Lease Fund as a nonreverting fund. Councillor McWhirter said that Proposal No. 271, 2003 needs to be advertised and therefore postponed until the next meeting. She moved, seconded by Councillor Bainbridge, to postpone Proposal No. 271, 2003 until June 23, 2003. Proposal No. 271, 2003 was postponed by a unanimous voice vote.

FIRE SPECIAL SERVICE DISTRICT COUNCIL SPECIAL ORDERS - PUBLIC HEARING

President Borst convened the Fire Special Service District Council.

PROPOSAL NO. 265, 2003. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 265, 2003 on May 14, 2003. The proposal, sponsored by Councillors Dowden, Moriarty Adams, and Talley, approves a transfer of \$8,565 in the 2003 Budget of the Department of Public Safety, Fire Division (Non-Lapsing Federal Grants Fund) to purchase an educational robot to further the Survive Alive mission of fire safety education in schools, churches, youth serving agencies, and community events. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

President Borst called for public testimony at 8:18 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Moriarty Adams, for adoption. Proposal No. 265, 2003 was adopted on the following roll call vote; viz:

28 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nyles, Sanders, Schneider, Short, Soards, Talley, Tilford

0 NAYS:

1 NOT VOTING: Smith

Proposal No. 265, 2003 was retitled FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 6, 2003, and reads as follows:

FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 6, 2003

A FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE amending the Department of Public Safety, Fire Division, Non-Lapsing Federal Grants Fund by transferring and appropriating Eight Thousand Five Hundred Sixty-five Dollars (\$8,565) in the Non-Lapsing Federal Grants Fund for purposes of the Department of Public Safety, Fire Division, and reducing certain other appropriations for that division.

BE IT ORDAINED BY THE FIRE SPECIAL SERVICE DISTRICT COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the Fire Special Service District Fiscal Ordinance No. 2, 2002, be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Public Safety, Fire Division, to purchase an educational robot to further the Survive Alive mission of Fire Safety Education in schools, churches, youth serving agencies, and community events, financed by a transfer between characters.

SECTION 2. The sum of Eight Thousand Five Hundred Sixty-five Dollars (\$8,565) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

DEPARTMENT OF PUBLIC SAFETY

FIRE DIVISION

4. Capital Outlay
TOTAL INCREASE

NON-LAPSING FEDERAL GRANTS FUND

8,565
8,565

SECTION. 4 The said additional appropriation is funded by the following reductions:

DEPARTMENT OF PUBLIC SAFETY

FIRE DIVISION

3. Other Service and Charges
TOTAL DECREASE

NON-LAPSING FEDERAL GRANTS FUND

8,565
8,565

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SECTION 7. This appropriation shall be in addition to all appropriations provided for in the regular budget and levy, and shall continue in effect until the completion of the program described in section 1 above.

President Borst reconvened the City-County Council.

NEW BUSINESS

Councillor Coughenour moved, seconded by Councillor Boyd, to appoint Bob Lazard, Jeff Saunders, and Chuck Ricks to the County Salary Recommendation Panel. The motion carried by a unanimous voice vote.

Councillor Cockrum said that due to the SARS outbreak in Canada, the Indianapolis-Scarborough Peace Games may have to be cancelled. He said that an announcement should be forthcoming tomorrow.

Councillor Short invited everyone to attend the Italian Festival this weekend on the southeast side of Indianapolis. Councillor Bradford invited everyone to attend the First Annual Taste of Broad

Ripple in Broad Ripple Village this Saturday. Councillor Horseman invited everyone to attend the Woodruff Place Flea Market on June 7 and 8, 2003.

ANNOUNCEMENTS AND ADJOURNMENT

The President said that the docketed agenda for this meeting of the Council having been completed, the Chair would entertain motions for adjournment.

Councillor Boyd stated that he had been asked to offer the following motion for adjournment by:

- (1) Councillor Horseman in memory of Gladys Creasey, Shirley Williams Shideler, Eugene Huber, and Roberta Jean Kelley; and
- (2) Councillor Moriarty Adams in memory of Hazel Barton, Mary Margaret Caraher, David Anderson, Fred Tunis, and John Foor; and
- (3) Councillor Talley in memory of Louise Norris.

Councillor Boyd moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of Gladys Creasey, Shirley Williams Shideler, Eugene Huber, Roberta Jean Kelley, Hazel Barton, Mary Margaret Caraher, David Anderson, Fred Tunis, John Foor, and Louise Norris. He respectfully asked the support of fellow Councillors. He further requested that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the families advising of this action.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 8:22 p.m.

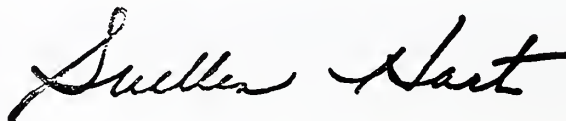
We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 2nd day of June, 2003.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.



President

ATTEST:



Clerk of the Council

(SEAL)

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

REGULAR MEETINGS

MONDAY, JUNE 23, 2003

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:08 p.m. on Monday, June 23, 2003, with President Borst presiding.

Councillor Tilford led the opening prayer. In recognition of the upcoming Independence Day Holiday, Councillor Tilford introduced the Heroes of 1776, who invited all present to join them in the Pledge of Allegiance to the Flag and in singing the National Anthem.

ROLL CALL

President Borst instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

28 PRESENT: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford
1 ABSENT: Cockrum

A quorum of twenty-eight members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Conley acknowledged his wife, Judith, who recently underwent surgery and is at home recovering. He also welcomed his sister-in-law Ida Jean Clifton, who works for the John F. Kennedy Foundation in New York, to the city to help in his wife's recovery. Councillor Horseman recognized former Mayor Charles Boswell and his son and daughter-in-law, Jack and Darlene Boswell. Councillor Gibson introduced Bob Osley, a friend and architect in the city. Councillor Sanders recognized Dane Mahern and Greg Bowes, City-County Council candidates. Councillor McWhirter recognized Council candidates Marilyn Pfisterer and Earl Salisbury. Councillor Gray welcomed former Indianapolis Fire Department Chief Jack Boswell.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA

Ladies And Gentlemen :

You are hereby notified the REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, June 23, 2003, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Philip C. Borst, D.V.M.
President, City-County Council

June 3, 2003

TO PRESIDENT BORST AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the *Court & Commercial Record* and in the *Indianapolis Star* on Friday, June 6, 2003, a copy of a Notice of Public Hearing on Proposal Nos. 241, 287, 290, 294-296, and 301-303, 2003, said hearing to be held on Monday, June 23, 2003, at 7:00 p.m. in the City-County Building.

Respectfully,
s/Suellen Hart
Clerk of the City-County Council

June 19, 2003

TO PRESIDENT BORST AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the *Indianapolis Business Journal* and in the *Indianapolis Star* on Saturday, June 21, 2003, and in the *Court and Commercial Record* on Monday, June 23, 2003, a copy of a Notice of Public Hearing on the County Homestead Credit Ordinance, said hearing to be held on Monday, June 30, 2003, at 7:00 p.m. in the City-County Building.

Respectfully,
s/Suellen Hart
Clerk of the City-County Council

June 13, 2003

TO PRESIDENT BORST AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have approved with my signature and delivered this day to the Clerk of the City-County Council, Suellen Hart, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 54, 2003 - approves an increase of \$450,000 in the 2003 Budget of the Office of the Controller (City Cumulative Capital Improvement Fund) to acquire the property formerly occupied by Central State Hospital and to begin environmental surveys and preliminary design for a temporary facility to house the IPD mounted patrol, financed by fund balances

FISCAL ORDINANCE NO. 55, 2003 - approves an increase of \$800,000 in the 2003 Budget of the Office of the City Controller (City Cumulative Capital Improvement Fund) to provide funding for certain capital improvements for the Indianapolis Housing Authority, financed by fund balances

FISCAL ORDINANCE NO. 56, 2003 - approves an increase of \$245,000 in the 2003 Budget of the Department of Public Safety, Police Division (City Cumulative Capital Improvement Fund) to use as matching requirements for a Department of Justice Block Grant to purchase police vehicles, financed by fund balances

FISCAL ORDINANCE NO. 57, 2003 - approves an increase of \$250,000 in the 2003 Budget of the Department of Public Safety, Emergency Management and Planning Division (Non-Lapsing Federal Grants Fund) to assist in the critical initial response effort by providing funding and contract requirements to each Metropolitan Medical Response System jurisdiction to purchase the local supplies needed to respond to a weapons of mass destruction event, financed by a federal grant

FISCAL ORDINANCE NO. 62, 2003 - approves a transfer of \$50,000 in the 2003 Budget of the Department of Parks and Recreation (Park General Fund) to cover overtime costs incurred while assisting Department of Public Works in snow removal and pothole repairs during the latest winter season

FISCAL ORDINANCE NO. 63, 2003 - approves a transfer of \$45,000 in the 2003 Budget of the Department of Parks and Recreation (Transportation General Fund) to employ an inspector for street trees in the public right of way

SPECIAL ORDINANCE NO. 4, 2003 - a final resolution for Orchard Park Apartments in an amount not to exceed \$1,600,000 which consists of the acquisition and rehabilitation of the existing 94-unit, apartment complex on an approximately 6.784 acre parcel of real estate located at 3201 North Baltimore (District 11)

SPECIAL RESOLUTION NO. 29, 2003 - commends Coleman Middle School for success in regaining accreditation

SPECIAL RESOLUTION NO. 30, 2003 - commends Coleman Middle School custodial/maintenance staff for success in regaining accreditation

SPECIAL RESOLUTION NO. 31, 2003 - recognizes the Town of Cumberland, Indiana, and its recently retired Town Manager, David Mikkelsen

SPECIAL RESOLUTION NO. 32, 2003 - recognizes the public service of William H. Hendley, an early advocate for a Victims of Crime Memorial and state Constitutional amendment

SPECIAL RESOLUTION NO. 33, 2003 - honors Rebuilding Together Indianapolis' annual Community Work Day

FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 6, 2003 - approves a transfer of \$8,565 in the 2003 Budget of the Department of Public Safety, Fire Division (Non-Lapsing Federal Grants Fund) to purchase an educational robot to further the Survive Alive mission of fire safety education in schools, churches, youth serving agencies, and community events

Respectfully,
s/Bart Peterson, Mayor

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF THE JOURNAL

The President called for additions or corrections to the Journal of June 2, 2003. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS

PROPOSAL NO. 350, 2003. The proposal, sponsored by Councillors Moriarty Adams, Black, Boyd, Brents, Conley, Douglas, Gibson, Gray, Horseman, Knox, Nytes, Sanders, Short, and Talley, recognizes former Indianapolis Mayor John J. Barton upon his 97th Birthday. Councillor Moriarty Adams read the proposal and presented Mr. Barton with a copy of the document and a Council pin. Councillor Sanders led the Council in singing "Happy Birthday" to Mr. Barton. Mr. Barton thanked the Council for the recognition. President Borst wished Mr. Barton well and said

and said that the Council is honored to have him in attendance this evening. Councillor Moriarty Adams moved, seconded by Councillor Boyd, for adoption. Proposal No. 350, 2003 was adopted by a unanimous voice vote.

Proposal No. 350, 2003 was retitled SPECIAL RESOLUTION NO. 34, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 34, 2003

A SPECIAL RESOLUTION recognizing former Indianapolis Mayor John J. Barton upon his 97th Birthday.

WHEREAS, the year 1906 was the best of times: Teddy Roosevelt was in the White House, the Panama Canal was being built, U.S. Steel chose Gary, Indiana, for their huge new steel mill, New York Central bought land in Beech Grove for their train repair shops, and John J. Barton was born; and

WHEREAS, he was a Cathedral High School and Purdue engineering graduate, but jobs were hard to find during the Depression, so he worked for his family business, then joined the state police, where over the years he was promoted to Superintendent of the Indiana State Police, when Governor Matthew Welsh persuaded Mr. Barton to run for Mayor of Indianapolis on a platform of lowering the crime rate; and

WHEREAS, Mayor Barton was very busy after he stepped into the 2-year-old City-County Building to begin his four year term as the top city official from 1964 to 1968; during his term he paved the way for Indiana National Bank to build its new building, helped form the Capital Improvements Board who would go on to construct the Indiana Convention Center, he reformed the Indianapolis Police Department, and received federal money for slum clearance and low income housing; and

WHEREAS, Mayor Barton played golf well into his 90's, served on the State Parole Board into his 80's, loved a good La Fendrich cigar, was known to be forced to participate in a low stakes poker game or two, and to this day still swaps stories every week with his friends of the Old Timers Club; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes former Mayor John J. Barton, and offers its congratulations to His Honor on today, his 97th Birthday.

SECTION 2. Indianapolis is fortunate that forward looking Mayor Barton set the stage for this city's modern revival.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 351, 2003. The proposal, sponsored by Councillor Talley, recognizes the commitment and community service of Vera Thompson. Councillor Talley read the proposal and presented Ms. Thompson with a copy of the document and a Council pin. President Borst thanked Ms. Thompson for giving so many hours to make Indianapolis a better community. Ms. Thompson thanked God for opportunities in her life to serve and thanked the Council for the recognition. Councillor Talley moved, seconded by Councillor Coughenour, for adoption. Proposal No. 351, 2003 was adopted by a unanimous voice vote.

Proposal No. 351, 2003 was retitled SPECIAL RESOLUTION NO. 35, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 35, 2003

A SPECIAL RESOLUTION recognizing the commitment and community service of Vera Thompson.

WHEREAS, *Inasmuch as ye have done it unto one of the least of these my brethern, ye have done it unto me* (St. Matthew 25:40)

WHEREAS, Mrs. Vera Thompson by her action has shown that she believes that these are not just words on a page in a book, but they are words in a book that we should use as a pattern for our lives; and

WHEREAS, Mrs. Thompson volunteers 60-70 hours each week over the past three years serving poor families in our community; and

WHEREAS, from the St. Vincent de Paul Choice Food Pantry on the southeast side of Indianapolis Mrs. Thompson and her team of volunteers make approximately 150 home deliveries, and serves 1,100 families on site at the Food Pantry each week; and

WHEREAS, Mrs. Thompson volunteered for a number of years at the Holy Cross Food Program where her energy, hope and compassion for people was a part of her life that she encourages her staff to share with their clients; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes Mrs. Vera Thompson, the St. Vincent de Paul Choice Food Pantry and those persons associated with this very worthwhile program in the Indianapolis community.

SECTION 2. The citizens of Indianapolis with limited resources need help as never before; and with volunteers like Mrs. Thompson and her staff we can be sure that many of their needs will be met with compassion and respect. The Indianapolis City-County Council on behalf of the citizens of Indianapolis thanks Vera Thompson, the St. Vincent de Paul Choice Food Pantry and those volunteers associated with this very worthwhile program for the many hours they contribute.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 352, 2003. The proposal, sponsored by Councillors Nytes and Cockrum, recognizes Anna S. White upon her retirement as Executive Director of Young Audiences of Indiana, Inc. Councillor Nytes read the proposal and presented Ms. White with a copy of the document and a Council pin. Ms. White thanked the Council for the recognition. Councillor Nytes moved, seconded by Councillor Sanders, for adoption. Proposal No. 352, 2003 was adopted by a unanimous voice vote.

Proposal No. 352, 2003 was retitled SPECIAL RESOLUTION NO. 36, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 36, 2003

A SPECIAL RESOLUTION recognizing Anna S. White upon her retirement as Executive Director of Young Audiences of Indiana, Inc.

WHEREAS, Young Audiences of Indiana, Inc. is the oldest and largest provider of professional arts education for children in the state; and

WHEREAS, for the past 27 years the organization has benefited from the leadership of Executive Director Anna S. White who has initiated a number of projects specifically developed to serve culturally at-risk children, including arts day camps this summer at Concord Multi-Service Center, Community Alliance of the Far Eastside, and Martin Luther King Multi-Service Center; and

WHEREAS, Ms. White earned her BA degree at Augustana College, and her MA from the University of Minnesota, and during her more than quarter century with Young Audiences the arts appreciation programs have expanded to include over 50 Central Indiana schools in Arts Partners, after school arts programs, a pre-school partnership with the Day Nursery Association, a summer institute for teachers held at Butler University, along with other innovative programs to expose young people to the beauty and joy of all types of cultural arts; and

WHEREAS, Ms. White is a Trustee of the Indianapolis Museum of Art and serves on several of its committees, she is on the Boards of Public Television WFYI Channel 20 Foundation, the Ensemble Music Society, Indy Jazz Fest, is Vice Chair of the International Violin Competition, and has been a juror of the Arts Indiana Artist Postcard Competition; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes the Young Audiences of Indiana, Inc., and its retiring Executive Director Anna S. White.

SECTION 2. The arts add an important dimension to people's lives, and thanks to Young Audiences and leaders like Anna White, our cultural arts will continue to be remembered, created, and appreciated for generations to come.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 353, 2003. The proposal, sponsored by Councillors Frick, Bainbridge, Cockrum, Dowden, Langsford, Massie, McWhirter, and Smith, congratulates the Marion County Township Assessors, Treasurer, and Auditor for their prompt action in saving Indianapolis taxpayers \$9-12 million from state government miscalculations. Councillor Frick read the proposal and moved, seconded by Councillor Dowden, for adoption.

Councillor Nytes said that while she is pleased to have an opportunity to commend the Marion County Township Assessors for their efforts over the past couple of years of making sweeping changes in a very timely fashion, she is frustrated that this proposal is very misleading. The work done over the last month to sort out Homestead Property Tax Credits was not done by the County Treasurer or Auditor, but she was told that the only calls to the State on this matter were from assessors and the Controller's Office. She said that it is very misleading to suggest that this initiative was taken by others, and therefore, she cannot support the resolution.

Councillor Talley said that these elected officials were only doing what they were elected and are getting paid to do. The dedicated employees deserve the recognition more, even though the elected officials originally were going to deny these employees a 2% pay increase in the current budget. Only with the help of Councillors Conley, Gibson, Boyd, and Sanders, the money was found to give them the increases they deserve.

Councillor Sanders said that both the Auditor and Treasurer were meeting minimum requirements of their jobs and she does not think a resolution should celebrate meeting minimum requirements. She added that the recognition needs to go to the assessors and their staffs, especially Paul Ricketts, Lawrence Township Assessor, who spear-headed the efforts, and some of the new assessors who were plunged into such a confusing task.

President Borst said that though it may have been a minimum requirement, it resulted in maximum savings to taxpayers. He added that there is no indication that employees will not be receiving the raises they were promised.

Councillor Frick said that he spoke with Councillor Nytes on the phone earlier today, and it was not his intent for this resolution to be a partisan issue. He said that there are both Democrat and Republican assessors here this evening that he wishes to honor. He said that the goal is to recognize the team that spoke with the State in getting \$12 million back for Marion County. He offered to extend that to include the Mayor's Office if they were involved, but he was not told they were. However, if the Mayor's Office was involved in seeking this change of law, he would have no problem in amending the resolution to reflect their efforts, as well. He said that the resolution is simply an attempt to honor these officials who do not vote for the expenditures or make the reassessment rules. However, they are charged with following the rules, and he feels they went above and beyond and became a watchdog for local taxpayers in finding that the State was trying to overcharge Marion County homeowners by almost \$12 million.

President Borst called for a vote on the motion to adopt. He ruled that the "yeas" carried. Councillor Talley moved, seconded by Councillor Horseman, for division. The motion to adopt failed on the following roll call vote; viz:

14 YEAS: Bainbridge, Borst, Bradford, Coonrod, Coughenour, Dowden, Frick, Langsford, Massie, McWhirter, Schneider, Smith, Soards, Tilford

14 NAYS: Black, Boyd, Brents, Conley, Douglas, Gibson, Gray, Horseman, Knox, Moriarty Adams, Nytes, Sanders, Short, Talley

1 ABSENT: Cockrum

Councillor Horseman asked what happens to the proposal since it failed. Robert Elrod, General Counsel, said that the proposal would have needed 15 votes to actually be defeated. Since the proposal was neither adopted nor defeated, it stays on the agenda as unfinished business.

Councillor McWhirter thanked the assessors for coming this evening and apologized that their moment in the spotlight was ruined by this vote. She said that she hopes in spite of this vote that they realize the Council appreciates all their hard work in saving the County \$12 million regardless of who or what was behind the effort.

Councillor Schneider said that this is a very telling moment that each Democrat would vote against a resolution honoring those who have saved taxpayers so much money. He said that he would like to personally thank the assessors for finding this error.

Councillor Boyd thanked those who took a legitimate role in this process and were partially responsible for saving taxpayers this money. He said that for reasons well-articulated by Councillor Nytes and others, he also voted against the proposal. However, he wants to offer his apology for those members of the Council who are responsible for bringing these individuals into an atmosphere without first checking what type of discussion a resolution such as this would bring about. He said this is a political season and these kinds of things are going to be happening the rest of year, but the Council is very serious about the work they do and appreciate the work the assessors have done.

Councillor Horseman said that she is disappointed that there have been personal attacks made, and she apologized to the public. She said that none of this is directed at the assessors, as everyone appreciates what they have done. She said that the frustration is with including names of political candidates without really taking into account real work they have done in this regard.

Councillor Brents said that she formerly worked for the Center Township Assessor's Office and she voted against the proposal because Center Township was not included. Councillor Frick said

that all township assessors were invited to be recognized, and the proposal was not meant to be exclusive. He said that even when an elected official is simply doing their job, they are routinely recognized by this body, such as the Mayor's efforts with "One Book, One City," which is certainly less significant than saving taxpayers \$12 million. He said that he has no problem with bringing in a group of people, no matter what political party they are affiliated with, who do their jobs well and save taxpayers money.

Paul Ricketts, Lawrence Township Assessor, said that it is unfortunate the assessors were caught up in this situation. He asked each of them to introduce themselves and said that they have done an amazing job and deserve recognition. Mr. Ricketts said that all assessors were invited and some could not be here this evening. He said that he feels what has happened this evening is very unfair, as the Treasurer's Office was greatly involved in this process with him. No matter what some Councillors may have said this evening or been told by the State, he knows for a fact that Greg Jordan, County Treasurer, was calling the State and was the one who stopped printing the bills when it became apparent that the State knew there was an error before printing began. He said that this effort by County officials was to help taxpayers avoid paying too much in taxes.

PROPOSAL NO. 354, 2003. The proposal, sponsored by Councillor Cockrum, congratulates the Indianapolis Department of Parks and Recreation for its Agency Accreditation by the National Recreation and Park Association. In Councillor Cockrum's absence, Councillor Massie read the proposal and presented copies of the document and Council pins to representatives. Councillor Massie moved, seconded by Councillor Bainbridge, for adoption.

Councillor Frick said that although this is simply a matter once again of employees doing their job, he supports the proposal.

Proposal No. 354, 2003 was adopted by a unanimous voice vote.

Proposal No. 354, 2003 was retitled SPECIAL RESOLUTION NO. 37, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 37, 2003

A SPECIAL RESOLUTION congratulating the Indianapolis Department of Parks and Recreation for its Agency Accreditation by the National Recreation and Park Association.

WHEREAS, the National Recreation and Park Association established the Commission for Accreditation of Park and Recreation Agencies in 1993 to implement and administer the accreditation program, which appraises the efficiency and effectiveness of park agency operations; and

WHEREAS, each agency is evaluated on 156 standards covering all areas of services and facilities, of which 154 standards were met by DPR including eight that were substantially exceeded; and

WHEREAS, Agency Accreditation signifies outstanding achievement and national ranking for excellence in park and recreation operations; and

WHEREAS, the process of accreditation is extensive and took several years to complete, and included a self-assessment and site visit by an evaluation team of parks and recreation professionals from Illinois, New Jersey, Tennessee, and Utah; and

WHEREAS, Director, Joseph Wynns and Senior Project Manager Lori Gil accepted the formal Agency Accreditation on behalf of the Department on February 28, 2003, in Washington, D.C.; and

WHEREAS, The Indianapolis Department of Parks and Recreation is one of only 39 accredited agencies to date throughout the United States; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council congratulates the Indianapolis Department of Parks and Recreation for earning the professional honor of being a nationally accredited agency.

SECTION 2. The quality of life for citizens of Indianapolis and Marion County is made more attractive by the park, recreation, and leisure services of the Indianapolis Department of Parks and Recreation, its Board, Director Joseph Wynns, staff, volunteers, and their many partnership alliances.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 355, 2003. The proposal, sponsored by Councillors Horseman, Conley, Gibson, Sanders, and Boyd, recognizes the June 20-29 Indy 2003 African Unity Festival & Cultural Tourism. Councillor Horseman read the proposal and presented Bob Osley, chairman of the event, with a copy of the document and a Council pin. Mr. Osley thanked the Council for the recognition and invited them to attend the festival. Councillor Horseman moved, seconded by Councillor Gibson, for adoption. Proposal No. 355, 2003 was adopted by a unanimous voice vote.

Proposal No. 355, 2003 was retitled SPECIAL RESOLUTION NO. 388, 2003, and reads as follows: .

CITY-COUNTY SPECIAL RESOLUTION NO. 38, 2003

A SPECIAL RESOLUTION recognizing the June 20-29 Indy 2003 African Unity Festival & Cultural Tourism.

WHEREAS, for ten days in June, African Community International, Inc. has packaged an exciting event that fulfills its Mission of providing services that support Africans and enhance their active participation and connection in American society and in their homeland; and

WHEREAS, activities scheduled for Indy 2003 African Unity Festival & Cultural Tourism include a movie about Senegal, soccer exhibition games at the Mapleton-Fall Creek Neighborhood, Rededication of the Crispus Attucks Museum, a health outreach in the Crooked Creek neighborhood, a creative art workshop and exhibition at the Christamore House, a Citizen Cajun Carnival at the King Kennedy Community Outreach Center, education about using DNA to trace African roots, an international concert of African talent and bands, marketplaces, ethnic exhibitions and performances, and others; and

WHEREAS, the Festival is intended to entertain, inspire, challenge and enrich the lives of the people and help expand world views; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes African Community International, Inc. and the Indy 2003 African Unity Festival & Cultural Tourism.

SECTION 2. The Council notes the 2003 sponsors: WTHR-TV, Federal Home Loan Bank of Indianapolis, Indianapolis-Marion County Public Library, Club Zambezi Afrikan Bar & Grill, NHBW-Indy, Citizens MSC, IPS Crispus Attucks Museum, Freetown Village, Arts Council of Indianapolis, and National City Bank.

SECTION 3. The Council wishes the organization and festival the best of success, and all participants an enjoyable, informational, and meaningful experience.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

President Borst stated that Proposal Nos. 286, 288, 289, and 308, 2003 are all board appointments which passed out of their respective committees with unanimous recommendations that they do pass. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 286, 2003. The proposal, sponsored by Councillor Coughenour, reappoints Robert Thomas Burns to the Indianapolis-Marion County Building Authority Board of Trustees. PROPOSAL NO. 288, 2003. The proposal, sponsored by Councillor Soards, appoints Sarah Taylor to the Indianapolis-Marion County Public Library Board. PROPOSAL NO. 289, 2003. The proposal, sponsored by Councillor Soards, appoints Danny M. Crenshaw to the Indianapolis Public Transportation Corporation. PROPOSAL NO. 308, 2003. The proposal, sponsored by Councillor Coughenour, reappoints R. Bruce Wallace to the Air Pollution Control Board. Councillor Coughenour moved, seconded by Councillor Soards, for adoption. Proposal Nos. 286, 288, 289, and 308, 2003 were adopted by a unanimous voice vote.

Proposal No. 286, 2003 was retitled COUNCIL RESOLUTION NO. 78, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 78, 2003

A COUNCIL RESOLUTION reappointing Robert Thomas Burns to the Indianapolis-Marion County Building Authority Board of Trustees.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Indianapolis-Marion County Building Authority Board of Trustees, the Council reappoints:

Robert Thomas Burns

SECTION 2. The appointment made by this resolution is for a term ending June 3, 2007. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 288, 2003 was retitled COUNCIL RESOLUTION NO. 79, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 79, 2003

A COUNCIL RESOLUTION appointing Sarah Taylor to the Indianapolis-Marion County Public Library Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Indianapolis-Marion County Public Library Board, the Council appoints:

Sarah Taylor

SECTION 2. The appointment made by this resolution is for a term ending April 16, 2007. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 289, 2003 was retitled COUNCIL RESOLUTION NO. 80, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 80, 2003

A COUNCIL RESOLUTION appointing Danny M. Crenshaw to the Indianapolis Public Transportation Corporation.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Indianapolis Public Transportation Corporation, the Council reappoints:

Danny M. Crenshaw

SECTION 2. The appointment made by this resolution is for a term ending August 6, 2007. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 308, 2003 was retitled COUNCIL RESOLUTION NO. 81, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 81, 2003

A COUNCIL RESOLUTION reappointing R. Bruce Wallace to the Air Pollution Control Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Air Pollution Control Board, the Council reappoints:

R. Bruce Wallace

SECTION 2. The appointment made by this resolution is for a term ending June 3, 2007. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 324, 2003. Introduced by Councillors Dowden, Moriarty Adams, and Talley. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which determines the need to lease approximately 1,584 square feet of office space at 4150 North Keystone Avenue for the Indianapolis Police Department"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 325, 2003. Introduced by Councillors McWhirter and Nytes. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$700,000 in the 2003 Budget of the Office of the City Controller (Landmark Building Preservation Fund) to fund repairs to electrical, lighting, flooring, and window systems at the City Market, and to repair elevators and remodel the lobby at the Indiana Repertory Theater, financed by fund balances"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 326, 2003. Introduced by Councillors McWhirter and Nytes. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$195,000 in the 2003 Budget of the Cable Communications Agency (Consolidated County Fund) to purchase servers and editing equipment to be used by WCTY/Channel 16, financed by a cable

franchise PEG (Public Educational or Government Access Facilities) grant"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 327, 2003. Introduced by Councillors Cockrum and Douglas. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$400,000 in the 2003 Budget of the Department of Parks and Recreation (Park General Fund) to construct the driving range, practice area, and three-hole short course for the Indianapolis First Tee Junior Golf Facility, as well as test and remove contaminated soil from the Whispering Hills, Pleasant Run and Sara Shank golf courses, financed by fund balances"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 328, 2003. Introduced by Councillor McWhirter. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves a transfer of \$6,063 in the 2003 Budget of the County Prosecutor and the County Auditor (State and Federal Grants Fund) to transfer surplus funds in salaries to cover deficit in fringes in the Victim Assistance Grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 329, 2003. Introduced by Councillor Smith. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$7,223 in the 2003 Budget of the Marion Superior Court, Juvenile Division (State and Federal Grants Fund) to continue the Teen Court Program, funded by a grant from the Indiana Criminal Justice Institute"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 330, 2003. Introduced by Councillors Smith and Soards. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$50,000 in the 2003 Budgets of the Marion Superior Court and the County Auditor (State and Federal Grants Fund) to provide funds for the continuation of the Indiana Fathers & Families projects, funded by a state grant (Indiana Family & Social Services Administration)"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 331, 2003. Introduced by Councillor Smith. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$25,000 in the 2003 Budget of the Marion Superior Court, Juvenile Division (State and Federal Grants Fund) to appropriate the Guardian Ad Litem/Court Appointed Special Advocate grant for children at risk"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 332, 2003. Introduced by Councillor Smith. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves a transfer of \$2,814 in the 2003 Budgets of the Marion Superior Court and the County Auditor (State and Federal Grants Fund) to transfer surplus fringes to personal services in the Adult Drug Treatment Court Grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 333, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$749,927 in the 2003 Budgets of Community Corrections and the County Auditor (Home Detention User Fee Fund) to fund personnel, home detention equipment, and supplies for the first six months of fiscal year 2003-2004, financed by fund balances"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 334, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$2,935,128 in the

2003 Budget of Community Corrections and the County Auditor (State and Federal Grants Fund) to appropriate the annual Department of Corrections Grant for fiscal year 2003-2004"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 335, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$218,070 in the 2003 Budgets of Community Corrections and the County Auditor (State and Federal Grants Fund) to fund a Juvenile Court Intensive Probation Services Program for fiscal year 2003-2004, funded by a state grant (Department of Correction)"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 336, 2003. Introduced by Councillor Short. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which creates a new nonreverting fund to be known as the Community Court Operations Fund"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 337, 2003. Introduced by Councillors Bainbridge and Moriarty Adams. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which allows household hazardous waste generated in Johnson County to be collected and disposed of by the City's Tox Drop Program in exchange for a fee paid by Johnson County"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 338, 2003. Introduced by Councillor McWhirter. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Furman Avenue and Lockerbie Drive (District 18)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 339, 2003. Introduced by Councillor McWhirter. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which authorizes a multi-way stop at 13th Street and Glen Arm Road (District 18)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 340, 2003. Introduced by Councillor Short. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Orange Street and Spruce Street (District 21)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 341, 2003. Introduced by Councillor Short. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Minnesota Street and Orleans Street (District 21)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 342, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Pinecreek Drive and Ridgescreek Drive (District 4)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 343, 2003. Introduced by Councillor Cockrum. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes an increase in the speed limit from 35 mph to 40 mph for Decatur Boulevard from Ameriplex Parkway to Kollman Road (District 19)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 344, 2003. Introduced by Councillor Nytes. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a one-way restriction on 10th Street from Delaware Street to Alabama Street (District 22)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 345, 2003. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions on Lexington Avenue from Virginia Avenue to Park Avenue (District 16)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 346, 2003. Introduced by Councillors Brents and Nytes. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions on Muskingum Street from Walnut Street to 10th Street (Districts 16, 22)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 347, 2003. Introduced by Councillors Boyd and Talley. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions on Manor Court from 36th Street to the Dead End (Districts 11, 14)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 348, 2003. Introduced by Councillor Black. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes special parking restrictions on College Avenue near 42nd Street (District 6)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 349, 2003. Introduced by Councillor Smith. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which suspends incentive pay programs for the balance of the 2003 calendar year"; and the President referred it to the Committee of the Whole Council.

PROPOSAL NO. 378, 2003. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends Sec. 151-25 of the Revised Code concerning the standing committees"; and the President referred it to the Committee of the Whole Council.

PROPOSAL NO. 379, 2003. Introduced by Councillors Borst, Boyd, Frick, and Talley. The Clerk read the proposal entitled: "A Proposal for a General Resolution which voting in favor of a proposal to increase the County Homestead Credit"; and the President referred it to the Committee of the Whole Council.

President Borst stated that each Councillor should have received a special meeting notice for Monday, June 30, 2003, where the Council will hear Proposal Nos. 349, 378, and 379, 2003.

Councillor Boyd said that in caucus all of the Democrat Councillors asked to be included as co-sponsors of Proposal No. 379, 2003. President Borst asked if there are others that wish to be included. All Councillors in attendance agreed to be included as co-sponsors. President Borst asked the clerk to check with Councillor Cockrum to ask if he also would like to be included, since he is the only one absent this evening.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 357, 2003, PROPOSAL NO. 358, 2003, PROPOSAL NO. 359, 2003, PROPOSAL NOS. 360-372, 2003, PROPOSAL NO. 373, 2003, and PROPOSAL NOS. 374-377, 2003. Introduced by Councillor Langsford. Proposal No. 357, 2003, Proposal No. 358, 2003, Proposal No. 359, 2003, Proposal Nos. 360-372, 2003, Proposal No. 373, 2003, and Proposal Nos. 374-377, 2003 are proposals for Rezoning Ordinances certified by the Metropolitan Development Commission on June 4, 9, 11, and 13, 2003. The President called for any motions for public hearings on any of those zoning maps changes. There being no motions for public hearings, the proposed ordinances, pursuant to IC 36-7-4-608, took effect as if adopted by the City-County Council, were retitled for identification as REZONING ORDINANCE NOS. 70-90, 2003, the original copies of which ordinances are on file with the Metropolitan Development Commission, which were certified as follows:

REZONING ORDINANCE NO. 70, 2003.

2003-ZON-028

2150 and 2200 COUNTRY CLUB ROAD (approximate address), INDIANAPOLIS.

WAYNE TOWNSHIP, COUNCILMANIC DISTRICT # 18

JESUS THE MESSIAH CHURCH, by David Kingen, requests a rezoning of 5.239 acres, being in the D-A and D-7 Districts, to the SU-1 classification to provide for religious uses.

REZONING ORDINANCE NO. 71, 2003.

2002-ZON-176

358 EAST TROY AVENUE (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 20

MICHAEL PATTERSON, by A. Douglas Stephens, requests a rezoning of 0.30 acre, being in the D-5 District, to the C-5 classification to provide for commercial uses.

REZONING ORDINANCE NO. 72, 2003.

2001-ZON-864 (2003-DP-004) (Amended)

8130 NORTH MICHIGAN ROAD (approximate address), INDIANAPOLIS.

PIKE TOWNSHIP, COUNCILMANIC DISTRICT # 2

MANN PROPERTIES, INC. by Stephen D. Mears, requests a rezoning of 39.5 acres, from the D-A (FW)(FF) and D-1 (FW)(FF) Districts, to the D-P (FW)(FF) classification to provide for single-family residential development, with detached and attached units.

REZONING ORDINANCE NO. 73, 2003.

2003-ZON-029

7702 and 7740 SOUTH ARLINGTON AVENUE (approximate address), INDIANAPOLIS.,

FRANKLIN TOWNSHIP, COUNCILMANIC DISTRICT #23

SISTERS OF SAINT FRANCIS HEALTH SERVICES, INCORPORATED, by J. Lee Robbins, requests a rezoning of 42 acres, being in the I-2-S District, to the SU-7 classification to provide for a youth soccer facility.

REZONING ORDINANCE NO. 74, 2003.

2003-ZON-030

7960 and 8000 WEST WASHINGTON (approximate address), INDIANAPOLIS.

WAYNE TOWNSHIP, COUNCILMANIC DISTRICT # 19

STEVEN G. GUMMER, by Michael J. Kias, request a rezoning of 1.85 acres, being in the D-A District, to the C-5 classification to provide for commercial uses.

REZONING ORDINANCE NO. 75, 2003.

2003-ZON-037

10210 EAST 63rd STREET (approximate address), CITY OF LAWRENCE.

LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT #5

PAUL R. MALLOY requests a rezoning of 4.67 acres, being in the D-A District, to the D-2 classification to provide for single-family residential development.

REZONING ORDINANCE NO. 76, 2003.

2003-ZON-040

7200 and 7300 LANTERN ROAD (approximate address), INDIANAPOLIS.

LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT #4

CHURCH OF THE NATIVITY requests a rezoning of 4.747 acres, being in the D-S (W-5) and SU-1 (W-5) Districts, to the SU-1 (W-5) classification to provide for the expansion of religious uses.

REZONING ORDINANCE NO. 77, 2003.

2003-ZON-041

1951 WEST EDGEWOOD AVENUE (approximate address), INDIANAPOLIS.

PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 25

PERRY TOWNSHIP OF MARION COUNTY, INDIANA requests a rezoning of 2.02 acres, being in the C-S (FF)(FW) (W-1) District, to the SU-9 (FF)(FW) (W-1) classification to provide for a fire station.

REZONING ORDINANCE NO. 78, 2003.

2003-ZON-044

8091 CRAWFORDSVILLE ROAD (approximate address), INDIANAPOLIS.

WAYNE TOWNSHIP, COUNCILMANIC DISTRICT #18

DONNA WHITE requests a rezoning of 1.76 acres, being in the D-A Districts, to the C-4 classification to legally establish a dance school and to provide for an accessory structure.

REZONING ORDINANCE NO. 79, 2003.

2003-ZON-045

2944, 2946 and 2948 and 2950 NORTH KEYSTONE AVENUE, and 2952 BROUSE STREET, and 2311 and 2345 30th STREET (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT #10

ROBERT J. LAFFIN, JUNIOR, by David Kingen, requests a rezoning of 0.87 acres, being in the D-5 and C-3 Districts to the C-3 classification to provide for retail uses.

REZONING ORDINANCE NO. 80, 2003.

2003-ZON-046

1334 WADE STREET and 1329 and 1335 KELLY STREET (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 21

BOARD OF SCHOOL COMMISSIONERS, CITY OF INDIANAPOLIS., by David Kingen, requests a rezoning of 0.40 acre, being in the D-5 District, to the SU-2 classification to provide for educational uses.

REZONING ORDINANCE NO. 81, 2003.

2003-ZON-049

3158 EAST THOMPSON ROAD (approximate address), INDIANAPOLIS.

PERRY TOWNSHIP, COUNCILMANIC DISTRICT #24

HUNTINGTON PREFERRED CAPITAL HOLDINGS, INCORPORATED, by Peter D. Cleveland, requests a rezoning of 0.59 acre, being in the D-2 and C-3 Districts, to the C-3 classification to legally establish a bank with a drive-through.

REZONING ORDINANCE NO. 82, 2003.

2003-ZON-051

4230 ENGLISH AVENUE (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT #15

BOARD OF SCHOOL COMMISSIONERS, INDIANAPOLIS., by David Kingen, requests a rezoning of 3.1 acres, being in the D-5 District, to the SU-2 classification to legally establish educational uses.

REZONING ORDINANCE NO. 83, 2003.

2003-ZON-053

615 VIRGINIA AVENUE (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT #16

VIRGINIA AVENUE MANAGEMENT requests a rezoning of 0.073 acre, being in the D-8 (RC) District, to the CBD-2 (RC) classification to provide for commercial uses.

REZONING ORDINANCE NO. 84, 2003.

2003-ZON-054

4326 STOP 11 ROAD (approximate address), INDIANAPOLIS.

PERRY TOWNSHIP, COUNCILMANIC DISTRICT #24

SICILIA, INCORPORATED, by David Gilman, requests a rezoning of 21.48 acres, being in the D-A District, to the D-5II classification to provide for residential development.

REZONING ORDINANCE NO. 85, 2003.

2003-ZON-059 (2003-DP-007)

2825 EAST RAYMOND STREET (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT #21

INDIANAPOLIS. HOUSING AUTHORITY requests a rezoning of 26 acres, being in the D-6II and D-7 Districts, to the D-P classification to provide for 214 units at a density of 8.2 units per acre.

REZONING ORDINANCE NO. 86, 2003.

2003-ZON-050

5050 EAST 42ND STREET (approximate address), INDIANAPOLIS.

WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT #14

BOARD OF SCHOOL COMMISSIONERS, CITY OF INDIANAPOLIS., by David Kingen, requests a rezoning of 10.49 acres, being in the D-5 District, to the SU-2 classification to legally establish educational uses.

REZONING ORDINANCE NO. 87, 2003.

2003-ZON-009

942 FORT WAYNE AVENUE (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 16

STEVE NOWLIN, by Neighborhood/Downtown Zoning Assistance, requests a rezoning of 0.1 acre, being in the C-4 District, to the CBD-2 classification to legally establish existing use.

REZONING ORDINANCE NO. 88, 2003.

2003-ZON-043

916 N PARK AVENUE (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 22

DAVID OGLE, requests a rezoning of 0.4 acre, being in the D-10 District, to the D-8 classification.

REZONING ORDINANCE NO. 89, 2003.

2003-ZON-052

846 DR. MARTIN LUTHER KING, JR. STREET (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 16

JAMES WIGGINS, requests a rezoning of 0.4 acre, being in the I-3-U District, to the D-8 classification.

REZONING ORDINANCE NO. 90, 2003.

2003-ZON-068

1539 N. COLLEGE AVENUE (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT #22

STEPHEN SUDLER, requests a rezoning of .25 acre from C-3 to D-8 to provide for the construction of a single-family residence.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 271, 2003. Councillor McWhirter reported that the Administration and Finance Committee heard Proposal No. 271, 2003 on May 20, 2003. The proposal was postponed by the Council in order to allow for advertising. The proposal, sponsored by Councillor McWhirter, creates the Capital Lease Fund as a nonreverting fund. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

President Borst called for public testimony at 8:21 p.m. There being no one present to testify, Councillor McWhirter moved, seconded by Councillor Tilford, for adoption. Proposal No. 271, 2003 was adopted on the following roll call vote; viz:

26 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty, Adams, Nytes, Sanders, Short, Smith, Soards, Talley, Tilford
0 NAYS:
2 NOT VOTING: Gibson, Schneider
1 ABSENT: Cockrum

Proposal No. 271, 2003 was retitled GENERAL ORDINANCE NO. 45, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 45, 2003

A GENERAL ORDINANCE amending the Revised Code of Indianapolis and Marion County, Indiana by amending Article II of Chapter 135.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Division 1, Article II, Chapter 135 of the Revised Code of Indianapolis and Marion County is hereby amended by inserting a new Sec. 135-214 to read as follows:

ARTICLE II. NONREVERTING COUNTY FUNDS

DIVISION 1. DISCRETIONARY FUNDS

Sec. 135-214. Capital Lease Fund.

(a) There is hereby created a "capital lease fund" for the purpose of funding the capital lease obligations of county offices. The fund shall be administered by the county auditor. The fund shall consist of all taxes and miscellaneous revenue allocated to the capital lease fund.

(b) This fund shall be a continuing, nonreverting fund, with all balances remaining therein at the end of the year. Such balances shall not lapse into the county general fund or ever be directly or indirectly diverted in any manner for uses other than those stated in this section.

(c) Amounts shall be paid from such fund only pursuant to appropriations authorized by the city-county council.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 287, 2003. Councillor Bradford reported that the Community Affairs Committee heard Proposal No. 287, 2003 on June 17, 2003. The proposal, sponsored by Councillor Bradford, approves an increase of \$10,595 in the 2003 Budgets of the County Auditor and the Cooperative Extension Service (County Grants Fund) to fund summer camp programs, funded by grants from The Lilly Foundation, The Journey, and the Indianapolis Foundation. By a

7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

President Borst called for public testimony at 8:23 p.m. There being no one present to testify, Councillor Bradford moved, seconded by Councillor Conley, for adoption. Proposal No. 287, 2003 was adopted on the following roll call vote; viz:

26 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty, Adams, Nytes, Sanders, Schneider, Smith, Soards, Talley, Tilford
0 NAYS:
2 NOT VOTING: Gibson, Short
1 ABSENT: Cockrum

Proposal No. 287, 2003 was retitled FISCAL ORDINANCE NO. 64, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 64, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 96, 2002) appropriating an additional Ten Thousand Five Hundred Ninety-five Dollars (\$10,595) in the County Grants Fund for purposes of the County Auditor and the Cooperative Extension Agency and reducing the unappropriated and unencumbered balance in the County Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (m) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Auditor and the Cooperative Extension Agency to fund the costs of summer camp programs,

SECTION 2. The sum of Ten Thousand Five Hundred Ninety-five Dollars (\$10,595) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>COUNTY GRANTS FUND</u>
1. Personal Services-fringes	387
 <u>COOPERATIVE EXTENSION AGENCY</u>	
1. Personal Services	5,520
2. Supplies	2,290
3. Other Services and Charges	<u>2,398</u>
TOTAL INCREASE	10,595

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>COUNTY GRANTS FUND</u>
Unappropriated and Unencumbered	
County Grants Fund	<u>10,595</u>
TOTAL REDUCTION	10,595

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 290, 294-296, and 301-303, 2003 on June 4, 2003. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 290, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$57,300 in the 2003 Budgets of the County Prosecutor and the County Auditor (State and Federal Grants Fund) to provide continued funding for a deputy prosecutor and part time investigator/victim advocate for the Regional Gang Interdiction Program, funded by a state grant (Byrne Memorial Funds awarded through Indiana Criminal Justice Institute). PROPOSAL NO. 294, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$317,665 in the 2003 Budget of the Metropolitan Emergency Communication Agency (MECA/County Emergency Telephone System Fund) to fund an additional four 911 answering positions in the Indianapolis Marion County Control Room and to fund upgrades and modifications to the dispatch center, financed by fund balances. PROPOSAL NO. 295, 2003. The proposal, sponsored by Councillors Dowden, Moriarty Adams, and Talley, approves an increase of \$13,000 in the 2003 Budget of the County Sheriff (State and Federal Grants Fund) to pay overtime for one officer to work with ATF (Bureau of Alcohol, Tobacco, Firearms and Explosives) associated with the Indianapolis Violence Reduction Project, funded by the Department of the Treasury (Bureau of Alcohol, Tobacco, and Firearms and Explosives). PROPOSAL NO. 296, 2003. The proposal, sponsored by Councillors Dowden, Moriarty Adams, and Talley, approves an increase of \$9,801 in the 2003 Budget of the County Sheriff (State and Federal Grants Fund) for a one-time reimbursement for one officer assigned to the Drug Enforcement Administration, funded by a grant from the U.S. Department of Justice (Drug Enforcement Administration). PROPOSAL NO. 301, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$92,712 in the 2003 Budget of Community Corrections (State and Federal Grants Fund) to fund a substance abuse treatment program, funded by a grant from the Indiana Criminal Justice Institute. PROPOSAL NO. 302, 2003. The proposal, sponsored by Councillors Dowden and Frick, approves an increase of \$25,410 in the 2003 Budget of Community Corrections (Home Detention User Fee Fund) to cover the increase in the equipment lease due to the increase volume in home detention capacity, financed by fund balances. PROPOSAL NO. 303, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$28,000 in the 2003 Budget of Community Corrections (Home Detention User Fee Fund) to assist with the funding of a Forensic Mental Health Coordinator position, financed by fund balances. By unanimous votes, the Committee reported the proposals to the Council with the recommendation that they do pass.

Councillor Coughenour asked why the position in Proposal No. 303, 2003 is not funding through the Forensics Services Agency. Councillor Dowden said that the Forensic Mental Health Coordinator position is probably a misnomer, and the position will serve in the area of Community Corrections.

President Borst called for public testimony at 8:29 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal Nos. 290, 294-296, and 301-303, 2003 were adopted on the following roll call vote; viz:

25 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Conley, Coughenour, Douglas, Dowden, Frick, Gibson, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford

0 NAYS:

3 NOT VOTING: Coonrod, Gray, Horseman

1 ABSENT: Cockrum

Proposal No. 290, 2003 was retitled FISCAL ORDINANCE NO. 65, 2003, and reads as follows:

June 23, 2003

CITY-COUNTY FISCAL ORDINANCE NO. 65, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97 2002) appropriating an additional Fifty-seven Thousand Three Hundred Dollars (\$57,300) in the State and Federal Grants Fund for purposes of the County Prosecutor and County Auditor and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (c) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Prosecutor and County Auditor to provide funding for a deputy prosecutor and part time investigator/victim advocate for the joint project, Regional Gang Interdiction Program.

SECTION 2. The sum of Fifty-seven Thousand Three Hundred Dollars (\$57,300) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services-fringes	7,300
<u>COUNTY PROSECUTOR</u>	
1. Personal Services	50,000
TOTAL INCREASE	57,300

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	57,300
TOTAL REDUCTION	57,300

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 294, 2003 was retitled FISCAL ORDINANCE NO. 66, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 66, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 92, 2002) appropriating an additional Three Hundred Seventeen Thousand Six Hundred Sixty-five Dollars (\$317,665) in the MECA/County Emergency Telephone System Fund for purposes of the Metropolitan Emergency Communication Agency (MECA) and reducing the unappropriated and unencumbered balance in the MECA/County Emergency Telephone System Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 of the MECA Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of MECA to fund an additional four 911 answering positions in the Indianapolis Marion County Control Room and to fund upgrades and modifications in the dispatch center.

SECTION 2. The sum of Three Hundred Seventeen Thousand Six hundred Sixty-five Dollars (\$317,665) be, and the same is hereby, appropriated the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>METROPOLITAN EMERGENCY</u> <u>COMMUNICATIONS AGENCY</u>	<u>MECA/COUNTY EMERGENCY</u> <u>TELEPHONE SYSTEM FUND</u>
3. Other Services and Charges	<u>317,665</u>
TOTAL INCREASE	317,665

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>MECA/COUNTY EMERGENCY</u> <u>TELEPHONE SYSTEM FUND</u>
Unappropriated and Unencumbered	
MECA/County Emergency Telephone System Fund	<u>317,665</u>
TOTAL REDUCTION	317,665

SECTION 5. The projected December 31, 2003, fund balance for the MECA/County Emergency Telephone System Fund is as follows:

Current cash balance (December 31, 2002)	2,838,683
Anticipated additional revenue through December 31, 2003	<u>1,150,000</u>
Projected funds available	3,988,683
Remaining appropriations and encumbrances	1,041,148
Proposed additional appropriation (Proposal No. 294, 2003)	<u>317,665</u>
Funds required	1,358,813
Projected fund balance December 31, 2003	2,629,870

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 295, 2003 was retitled FISCAL ORDINANCE NO. 67, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 67, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97 2002) appropriating an additional Thirteen Thousand Dollars (\$13,000) in the State and Federal Grants Fund for purposes of the County Sheriff and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (f) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Sheriff to pay overtime for one officer to work with ATF (Bureau of Alcohol, Tobacco, Firearms and Explosives) associated with the Indianapolis Violence Reduction Project Task Force.

SECTION 2. The sum of additional Thirteen Thousand Dollars (\$13,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY SHERIFF</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services	<u>13,000</u>
TOTAL INCREASE	13,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>13,000</u>
TOTAL REDUCTION	13,000

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 296, 2003 was retitled FISCAL ORDINANCE NO. 68, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 68, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Nine Thousand Eight Hundred One Dollars (\$9,801) in the State and Federal Grants Fund for purposes of the County Sheriff and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (f) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Sheriff to receive a one time reimbursement for one officer assigned to the Drug Enforcement Administration.

SECTION 2. The sum of an additional Nine Thousand Eight Hundred One Dollars (\$9,801) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY SHERIFF</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services	<u>9,801</u>
TOTAL INCREASE	9,801

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>9,801</u>
TOTAL REDUCTION	9,801

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 301, 2003 was retitled FISCAL ORDINANCE NO. 69, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 69, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Ninety-two Thousand Seven Hundred Twelve Dollars. (\$92,712) in the State and Federal Grants Fund for purposes of Community Corrections and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(g) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of Community Corrections to fund a substance abuse treatment program.

SECTION 2. The sum of Ninety-two Thousand Seven Hundred Twelve Dollars. (\$92,712) be, and the same is hereby, appropriated the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COMMUNITY CORRECTIONS</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services	4,636
3. Other Services and Charges	<u>88,076</u>
TOTAL INCREASE	92,712

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>92,712</u>
TOTAL REDUCTION	92,712

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 302, 2003 was retitled FISCAL ORDINANCE NO. 70, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 70, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Twenty-five Thousand Four Hundred Ten Dollars. (\$25,410) in the Home Detention User Fee Fund for purposes of Community Corrections and reducing the unappropriated and unencumbered balance in the Home Detention User Fee Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(g) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of Community Corrections to cover the increase in equipment lease, due to the increase in home detention capacity.

SECTION 2. The sum of Twenty-five Thousand Four Hundred Ten Dollars. (\$25,410) be, and the same is hereby, appropriated the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COMMUNITY CORRECTIONS</u>	<u>HOME DETENTION USER FEE FUND</u>
2. Supplies	4,000
3. Other Services and Charges	<u>21,410</u>
TOTAL INCREASE	25,410

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>HOME DETENTION USER FEE FUND</u>
Unappropriated and Unencumbered	
Home Detention User Fee Fund	<u>25,410</u>
TOTAL REDUCTION	25,410

SECTION 5. The projected December 31, 2003, fund balance for the Home Detention User Fee Fund is as follows:

Current cash balance (December 31, 2002)	569,936
Anticipated additional revenue through December 31, 2003	<u>1,060,000</u>
Projected funds available	1,629,936
Remaining appropriations and encumbrances	817,412
Proposed additional appropriations	
Proposal No. 302, 2003	25,410
Proposal No. 303, 2003	<u>28,000</u>
Funds required	870,822
Projected fund balance December 31, 2003	759,424

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 303, 2003 was retitled FISCAL ORDINANCE NO. 71, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 71, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Twenty-eight Thousand Dollars (\$28,000) in the Home Detention User Fee Fund for purposes of Community Corrections and reducing the unappropriated and unencumbered balance in the Home Detention User Fee Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(g) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of Community Corrections to assist with the funding of a Forensic Mental Health Coordinator position.

SECTION 2. The sum of Twenty-eight Thousand Dollars (\$28,000) be, and the same is hereby, appropriated the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COMMUNITY CORRECTIONS</u>	<u>HOME DETENTION USER FEE FUND</u>
3. Other Services and Charges	<u>28,000</u>
TOTAL INCREASE	28,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>HOME DETENTION USER FEE FUND</u>
Unappropriated and Unencumbered	
Home Detention User Fee Fund	<u>28,000</u>
TOTAL REDUCTION	28,000

SECTION 5. The projected December 31, 2003, fund balance for the Home Detention User Fee Fund is as follows:

Current cash balance (December 31, 2002)	569,936
Anticipated additional revenue through December 31, 2003	<u>1,060,000</u>
Projected funds available	1,629,936
 Remaining appropriations and encumbrances	 817,412
Proposed additional appropriations	
Proposal No. 302, 2003	25,410
Proposal No. 303, 2003	<u>28,000</u>
Funds required	870,822
 Projected fund balance December 31, 2003	 759,424

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 272, 2003. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 272, 2003 on May 14 and June 4, 2003. The proposal, sponsored by Councillors Borst, Dowden, Boyd, Soards, Moriarty Adams, and Frick, establishes a Marion County Criminal Justice Planning Council. By an 8-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

President Borst passed the gavel to Vice-President Coughenour and made the following motion:

Mr. President:

I move to amend Proposal No. 272, 2003, as amended in Committee, as follows:

- (1) In clause (d) of Sec. 283-211, delete the words "President of the City-County Council";
- (2) In subsection 283-222(a), insert a clause (9) as follows: "(9) The President of the City-County Council";
- (3) In clause (1) of subsection 283-222(b), delete the words "President of the City-County Council" and renumber clauses (2) and (3) as clauses (1) and (2)";
- (4) In subsection (c) of Sec. 283-222 add new clauses (16) and (17), as follows:
 - "(16) a member of the Indianapolis or Marion County Bar Association appointed by the mayor,
 - (17) an expert in criminal justice from the Indiana University School of Law appointed by the prosecutor."
- (5) In subsection 283-226(c), the second sentence, delete the words "a quorum of CJPC" and insert in lieu thereof the words "four voting members."

Councillor Dowden seconded the motion.

Councillor Nytes said that an earlier version of the amendment was also provided and she asked why a second draft of the amendment was needed and what is different. Councillor Borst said that this second draft of the amendment would eliminate the proxy and would change that both the chairman of the committee and president of the Council are included. He said this change was made to keep peace and move forward.

Councillor Horseman said that she agrees with the elimination of the proxy, but has a problem with including both the chairman and president, as this makes it very lopsided towards one party. She said that things will probably change in November, but she has a problem with there being such a one-sided board. She added that there is no representation of residents of the jail on the board, and she believes they have a right to be represented. She added that another correction, changing the number of voting members in Sec. 283-222(a) is needed. Councillor Borst said that he accepts the change to nine voting members as a technical amendment to his motion.

Councillor Conley asked what Councillor voted against this proposal in committee. Councillor Talley said that he voted in opposition.

The motion to amend Proposal No. 272, 2003 carried by a unanimous voice vote. Vice-President Coughenour returned the gavel to President Borst.

Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal No. 272, 2003, as amended, was adopted on the following roll call vote; viz:

25 YEAS: Bainbridge, Black, Borst, Bradford, Brents, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Schneider, Short, Smith, Soards, Talley, Tilford
3 NAYS: Boyd, Horseman, Sanders
1 ABSENT: Cockrum

Proposal No. 272, 2003, as amended, was retitled GENERAL ORDINANCE NO. 46, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 46, 2003

WHEREAS the Marion County Justice Agency Board (MCJA) has, since its creation by ordinance in 1975, existed "to determine the needs and identify the problems of their particular officers and agencies and to suggest answers and help find solutions to these needs and problems" (Sec. 283-224); and

WHEREAS the MCJA Board has fulfilled that responsibility insofar as meeting the additional duties and responsibilities set forth in Sec. 283-225; and

WHEREAS Indianapolis and Marion County continue to face new and unprecedented challenges in funding and maintaining a law enforcement and criminal justice system that adequately protects public safety and the rights of victims and the accused; and

WHEREAS a broader multi-agency cooperative approach is necessary to meet the continuing challenge of jail crowding and other countywide resource issues within law enforcement and the criminal justice system; and

WHEREAS the responsibility for the administration of criminal justice within Marion County comes directly under the purview of specific elected officials and appointed officials who should lead these collaborative efforts; and

WHEREAS the elected officials who are directly accountable to the citizens of Marion County and who are charged with the above described responsibilities are the Prosecutor, Sheriff, Mayor, Clerk, Auditor, Marion County Presiding Judge, Chairman of the City-County Council Public Safety Committee and Minority Leader of the City-County Council; and

WHEREAS the officials who are central to the above described responsibilities are the President of the City-County Council, Chief Public Defender and the Public Safety Director for the City of Indianapolis who will serve as non-voting members of the executive committee of the CJPC; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Article II of Chapter 283, of the "Revised Code of the Consolidated City and County" be, and is hereby, repealed.

SECTION 2. A new Article II of Chapter 283, of the "Revised Code of the Consolidated City and County" be, and is hereby, adopted, to read as follows:

ARTICLE II. MARION COUNTY CRIMINAL JUSTICE PLANNING COUNCIL

DIVISION 1. GENERALLY

Sec. 283-211. Definitions.

As used in this article, the following terms shall have the meanings ascribed to them:

- (a) *CJPC* means the Marion County Criminal Justice Planning Council.
- (b) *Director* means the director of the Marion County Justice Agency or its successor.
- (c) *MCJA* means the Marion County Justice Agency.
- (d) *Executive Committee* means the voting members plus the Chief Public Defender and the Director of Public Safety.
- (e) *Participant agencies* include the Marion County Sheriff's Department, Indianapolis Police Department, Marion County Prosecutor, Public Defender, Community Corrections, Indianapolis Marion County Forensic Services Agency (Crime Lab) and Marion County Clerk.
- (f) *Courts* includes the Circuit and Superior Courts of Marion County.

DIVISION 2. COUNCIL

Sec. 283-221. Established; appointment and qualifications of Chairman.

There is hereby established the Marion County Criminal Justice Planning Council, hereinafter designated as the CJPC. The voting members of the Executive Committee shall elect the chairman of the CJPC, who shall be one of the Executive Committee's voting members. The voting members of the Executive Committee shall initially elect one of its voting members as its Chairman and shall hold an election each year at its January meeting to elect the Chairman for the next twelve (12) month period.

Sec. 283-222. Council membership.

The Council shall be composed of the following members:

- (a) Nine Voting Members of the Executive Committee:
 - (1) The Marion County Sheriff;
 - (2) The Marion County Auditor;
 - (3) The Marion County Prosecutor;
 - (4) The Presiding Judge of the Marion Superior Court;
 - (5) The Marion County Clerk;
 - (6) The Mayor of the City of Indianapolis;
 - (7) The Chairman of the City-County Council Public Safety Committee
 - (8) A member of Indianapolis - Marion County City-County Council appointed by its Minority Leader.
 - (9) The President of the City-County Council
- (b) Three Non-Voting Members of the Executive Committee:

- (1) The Chief Public Defender; and
- (2) The Public Safety Director.
- (c) Fifteen Advisory Members:
 - (1) The Chief of the Indianapolis Police Department;
 - (2) The Director of Marion County Community Corrections;
 - (3) The Chief of Marion County Probation;
 - (4) The Director of the Indianapolis/Marion County Forensic Services Agency (i.e., "Crime Lab");
 - (5) Marion County Superior Court Juvenile Judge;
 - (6) The Chief of Police of the Beech Grove Police Department;
 - (7) The Chief of Police of the Lawrence Police Department;
 - (8) The Chief of Police of the Speedway Police Department;
 - (9) The Chief of Police of the Southport Police Department;
 - (10) A representative of the Indiana State Police Department to be designated by its Superintendent;
 - (11) The Chairman of the Information Technology Board;
 - (12) A representative from the Indiana Department of Correction to be designated by its Director;
 - (13) A representative from the City-County Building Authority;
 - (14) The director of the Metropolitan Emergency Communications Agency (MECA);
 - (15) The Judge serving as chairman of the Criminal Divisions of the Marion County Superior Courts;
 - (16) A member of the Indianapolis or Marion County Bar Association appointed by the mayor;
 - (17) An expert in criminal justice from the Indiana University School of Law appointed by the prosecutor.

(d) Advisory Members of the CJPC shall participate in the discussions of the CJPC. Advisory Members do not have a vote on matters before the CJPC, nor have authority to make motions, calls for votes or otherwise affect the proceedings of the CJPC.

Sec. 283-224. Mission generally.

It shall be the mission of the CJPC to identify the needs and problems of their particular offices, agencies and courts to suggest answers and help find solutions to those needs and problems. It shall be the mission of the CJPC to study, forecast and make recommendations to the full council regarding both short-term and long-term needs of law enforcement and the criminal justice system. The CJPC shall provide the City-County Council with relevant annual financial needs information prior to and during the annual budget process.

Sec. 283-225. Additional goals.

The CJPC shall be charged with the following duties and goals which may or may not be delegated to MCJA Director or other relevant agencies within Marion County.

- (1) To confer with the appropriate city, county, regional and federal agencies concerned with law enforcement and the administration of justice for the purpose of improving the criminal justice system in Marion County.
- (2) To confer with the appropriate city, county, regional and federal agencies for the purpose of securing funds for the support of the MCJA and the CJPC, including adequate staff to conduct research in support of the CJPC's activities.

- (3) To advise law enforcement and the justice agencies on improved policies in an effort to improve the Marion County criminal justice system.
- (4) To assist in determining the means of financing any justice related information services.
- (5) To assist in the coordination of the participant agencies' and courts' common data base justice information system and to manage and approve all expenditures necessary to maintain those portions of any existing or future common data base justice information system whose supervision is delegated to the CJPC, subject to Sec. 281-212.
- (6) To coordinate studies and evaluations of any and all information needs and current operating systems in the participant agencies and courts with the Information Technology Board in accordance with Sec. 281-212.
- (7) To contract for technical and specialized assistance in administering the goals of the CJPC.
- (8) To cooperate with the Information Technology Board in its annual plan and resource inventory of the participant agencies and courts.
- (9) To coordinate with the Information Technology Board to develop, maintain and communicate information services policy for the participant agencies and courts.
- (10) To coordinate the development of job descriptions and salary levels.
- (11) To approve the employment or retention by personal services contract a director for the Marion County Justice Agency.
- (12) To suggest and recommend standards for the efficient administration of the Marion County justice system.
- (13) To assist in establishing standards for privacy of personally identifiable confidential information and security of systems and records of participant agencies and courts.
- (14) To delegate any functions to the director, subject to review by the CJPC.
- (15) To hire necessary personnel not otherwise available in any existing agency within Marion County, who serve at the director's pleasure according to law, to carry out its duties.
- (16) To undertake such other studies or programs related to or involving the participant agencies and courts as may be adopted by the CJPC or assigned to the CJPC by the City-County Council.
- (17) To contract for assistance in the collection of money owed the MCJA and to add the costs of collection to the amount owed and collected.
- (18) To administer the pretrial services division and its subdivisions.
- (19) To administer the law enforcement fund and to have authority over expenditures from the fund.
- (20) To administer the conditional release fund and have authority over expenditures from the fund.
- (21) To monitor the balances in and expenditures from the drug free community fund, and make recommendations to the council consistent with the comprehensive drug free community plan and the requirements of IC 5-2-11-5.
- (22) It shall not be construed that any authorization herein to perform any functions described supercedes any authorizations vested solely within the discretion of the City-County Council.

Sec. 283-226. Offices; quorum; meetings.

(a) All contracts, agreements, resolutions and official communications of the CJPC shall be in writing and executed by these officers upon being authorized by motion passed by the CJPC by simple majority of its voting members present. In the event of a tie vote, the Chairman shall cast an additional vote to break the tie.

(b) A quorum of the Council shall be five (5) voting members.

(c) The Council shall meet monthly at such place and time as may be set by the chairman and may meet at such other times and places as may be needed, called by the chairman for a particular purpose. Four voting members may also call a meeting.

DIVISION 3. MARION COUNTY CRIMINAL JUSTICE PLANNING COUNCIL DIRECTOR

Sec. 283-231. Director-Qualifications; responsibilities generally.

(a) The director shall have such qualifications and experience as set by the CJPC. The director shall be selected from nominees approved by a CJPC consisting of the CJPC Chairman, the Mayor of Indianapolis and the Marion County Clerk. In the event that the Mayor of Indianapolis or the Clerk of Marion County is also serving as Chairman of the CJPC, then the third member of this CJPC shall be the Marion County Prosecutor.

(b) The director shall be the senior administrator of the MCJA and shall act as technical advisor and provide staff support for the CJPC in its deliberations. The director shall meet with the CJPC as an advisory member.

(c) The director shall have the authority and responsibility to act for the CJPC in its name on a daily operational basis when the CJPC is not in session, but all such action shall be subject to the review of the CJPC.

Sec. 283-232. Same — Powers and duties.

The director shall have the following additional specific duties:

- (1) To coordinate a review of information services activities, operations, requests and technical personnel of the participant agencies and courts, and provide recommendations on same to the participant agency, court or CJPC; to coordinate these matters with the Information Technology Board in accordance with Sec. 281-212;
- (2) To receive and review with comment and recommendation all reports, requests and documents for the CJPC;
- (3) To communicate for and on behalf of the CJPC with the participant agencies and courts, other governmental units, and the private sector when the Council is not in session;
- (4) To receive budget proposals for information services for the participant agencies and courts, and to assist the CJPC in review and evaluation of the budgets and coordinate with the city-county annual information services master plan;
- (5) To review all contracts and expenditures for information services related to the common database justice system development and submit same with comment and recommendation to the CJPC for action;
- (6) To coordinate with the Information Technology Board and the participant agencies and courts the preparation of a master plan for information services operations for all participant agencies and courts, consistent with the direction given from the CJPC;
- (7) To coordinate and supervise MCJA personnel, who serve at the director's pleasure, to carry out the CJPC's duties, including those duties to study and forecast long-term criminal justice, law enforcement and detention resource needs for the county; and
- (8) To coordinate and supervise such other studies or programs related to or involving the participant agencies and courts, as directed by the CJPC.

DIVISION 4. AGENCY

Sec. 283-241. Marion County Justice Agency.

The Marion County Justice Agency (MCJA) which shall be under the supervision of the Marion County Criminal Justice Planning Council through the director. The CJPC shall approve the organization of MCJA along such lines as are consistent with principles of good management and the provisions of this article.

Sec. 283-242. Duties of director with respect to agency.

MCJA shall be managed and supervised by the director. The director will be responsible for the planning, organization and management of MCJA consistent with the organization plans and policies approved by the CJPC.

Sec 283-243. Agency function.

MCJA shall provide coordination services to those local government participant agencies and courts designated by this article according to the direction given by the CJPC and the city-county information services master plan. MCJA, subject to the CJPC's direction, shall be the primary coordinator of information services for the participant agencies and courts, and shall receive systems and service requests from the participant agencies and courts, evaluate same and submit to the CJPC for approval or implement based on authority delegated by the CJPC, also subject to Sec. 285-212. MCJA shall also perform those responsibilities delegated by the CJPC relating to coordination and oversight of long-range planning and forecasting of criminal justice, law enforcement and detention resource needs for the County.

Sec. 283-244. Cooperation of other city and county agencies.

All city and county agencies of government and officials thereof shall furnish the CJPC and MCJA with information as is necessary to carry out the purpose and responsibilities of the CJPC; provided, however, that no agency will be required to furnish information that is defined as being privileged under applicable laws.

Sec. 283-245. Funding.

The MCJA shall operate on a charge back system so that city participant agencies and courts shall reimburse the MCJA for funds expended on their behalf.

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor McWhirter reported that the Administration and Finance Committee heard Proposal Nos. 283-285, 2003 on June 10, 2003. She asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 283, 2003. The proposal, sponsored by Councillor Tilford, determines the need to sublease approximately 950 square feet of office space at the Southwest Multi-Service Center, 5333 West Washington Street, for use by the Community Corrections' home-detention personnel. PROPOSAL NO. 284, 2003. The proposal, sponsored by Councillor Cockrum, amends the Code regarding the IMAGIS special projects fund. PROPOSAL NO. 285, 2003. The proposal, sponsored by Councillor Cockrum, approves a transfer of \$5,000 in the 2003 Budget of the Decatur Township Assessor (Property Reassessment Fund) to pay for mapping video cards. By 7-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor McWhirter moved, seconded by Councillor Tilford, for adoption. Proposal Nos. 283-285, 2003 were adopted on the following roll call vote; viz:

24 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Knox, Langsford, Massie, McWhirter, Nytes, Schneider, Short, Soards, Talley, Tilford

0 NAYS:

4 NOT VOTING: Horseman, Moriarty Adams, Sanders, Smith

1 ABSENT: Cockrum

Proposal No. 283, 2003 was retitled SPECIAL RESOLUTION NO. 39, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 39, 2003

A SPECIAL RESOLUTION determining the need to sublease approximately 950 square feet of office space at the Southwest Multi-Service Center, 5333 West Washington Street for home-detention personnel of the Marion County Community Corrections Agency.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council, pursuant to IC 36-1-10-7(2), has investigated the conditions requiring the subject sublease and hereby determines the sublease of office space for the use of home-detention personnel of the Marion County Community Corrections Agency is necessary.

SECTION 2. The property to be subleased is within the Southwest Multi-Service Center, 5333 West Washington Street in Indianapolis, and is leased to the Hawthorne Community Center by the owner, the Steven Clark Trust located in Wichita, Kansas.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 284, 2003 was retitled GENERAL ORDINANCE NO. 47, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 47, 2003

PROPOSAL FOR A GENERAL ORDINANCE to amend the "Revised Code of the Consolidated City and County" regarding the IMAGIS special projects fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Sections 135-321 and 135-322 of Chapter 135 of the "Revised Code of the Consolidated City and County" regarding the IMAGIS special projects fund be, and is hereby amended and recodified by the deletion of the language which is stricken-through, and by the addition of the language which is underscored, to read as follows:

DIVISION 2 6. IMAGIS SPECIAL PROJECTS FUND

Sec. 135-261. IMAGIS special projects fund.

There is hereby established a special nonreverting fund for the information services agency, to be designated the "IMAGIS special projects fund." The auditor shall deposit in such fund specific revenue sources that are intended for the IMAGIS Consortium.

Sec. 135-262. Nonreverting fund.

(a) This fund shall be a continuing, nonreverting fund, with all balances remaining therein at the end of the year, and no such balances shall lapse into the city county general fund or be diverted directly or indirectly in any manner for any purpose other than that for which such revenues were received. Provided, however, at the time of termination and dissolution of the IMAGIS Consortium, if the revenues are in excess of the expenditures for the purposes intended, the excess shall be returned pro-rata to the full participants of the IMAGIS Consortium in accordance with the IMAGIS Service Agreement and in the manner approved by the IMAGIS Board.

(b) The county treasurer may invest money in this fund in the same manner that other money of the county may be invested, but all income earned from the investment must be deposited into this fund.

SECTION 2. The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 3. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining

provision or provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 4. This ordinance shall be in effect from and after its passage by the Council and compliance with Ind. Code § 36-3-4-14.

Proposal No. 285, 2003 was retitled FISCAL ORDINANCE NO. 72, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 72, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 98, 2002) transferring and appropriating an additional Five Thousand Dollars (\$5,000) in the Property Reassessment Fund for purposes of the Decatur Township Assessor and reducing certain other appropriations from that agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(e) the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Decatur Township Assessor to pay for mapping video cards.

SECTION 2. The sum of Five Thousand Dollars (\$5,000) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>DECATUR TOWNSHIP ASSESSOR</u>	<u>PROPERTY REASSESSMENT FUND</u>
2. Supplies	<u>5,000</u>
TOTAL INCREASE	5,000

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>DECATUR TOWNSHIP ASSESSOR</u>	<u>PROPERTY REASSESSMENT FUND</u>
4. Capital Outlay	<u>5,000</u>
TOTAL DECREASE	5,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 291 and 292, 2003 on June 4, 2003. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 291, 2003. The proposal, sponsored by Councillor Dowden, approves a transfer of \$8,178 in the 2003 Budgets of the County Auditor and the County Prosecutor (State and Federal Grants Fund) to transfer remaining balances in Personal Services, Fringes, and Other Services and Charges to Supplies and Capital Outlay to cover existing expenses. PROPOSAL NO. 292, 2003. The proposal, sponsored by Councillor Dowden, approves a transfer of \$48,061 in the 2003 Budgets of the County Prosecutor and County Auditor (State and Federal Grants Fund) to transfer remaining balances in Personal Services to Supplies and Capital Outlay to cover existing expenses. By 7-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal Nos. 291 and 292, 2003 were adopted on the following roll call vote; viz:

23 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Knox, Langsford, Massie, McWhirter, Nytes, Schneider, Short, Soards, Talley, Tilford

0 NAYS:

5 NOT VOTING: Conley, Horseman, Moriarty Adams, Sanders, Smith

1 ABSENT: Cockrum

Proposal No. 291, 2003 was retitled FISCAL ORDINANCE NO. 73, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 73, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) transferring and appropriating an additional Eight Thousand One Hundred Seventy-eight Dollars (\$8,178) in the State and Federal Grants Fund for purposes of the County Prosecutor and reducing certain other appropriations from the County Auditor and the County Prosecutor.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(c) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Prosecutor to transfer remaining balances in Personal Services, Fringes, and Other Services and Charges to Supplies and Capital Outlay to cover existing expenses.

SECTION 2. The sum of Eight Thousand One Hundred Seventy-eight Dollars (\$8,178) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>COUNTY PROSECUTOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
2. Supplies	7,178
4. Capital Outlay	<u>1,000</u>
TOTAL INCREASE	8,178

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>COUNTY AUDITOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
I. Personnel Services	520

<u>COUNTY PROSECUTOR</u>	
1. Personal Services	3,058
3. Other Services and Charges	<u>4,600</u>
TOTAL DECREASE	8,178

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 292, 2003 was retitled FISCAL ORDINANCE NO. 74, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 74, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) transferring and appropriating an additional Forty-eight Thousand Sixty-one Dollars (\$48,061) in the State and Federal Grants Fund for purposes of the County Prosecutor and reducing certain other appropriations from the County Auditor and the County Prosecutor.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(c) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Prosecutor to transfer remaining balances in Personal Services and Fringes to Supplies and Capital Outlay to cover existing expenses.

SECTION 2. The sum of Forty-eight Thousand Sixty-one Dollars (\$48,061) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>COUNTY PROSECUTOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
2. Supplies	9,061
4. Capital Outlay	<u>39,000</u>
TOTAL INCREASE	48,061

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>COUNTY AUDITOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personnel Services - fringes	15,719

<u>COUNTY PROSECUTOR</u>	
1. Personal Services	<u>32,342</u>
TOTAL DECREASE	48,061

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 293, 2003. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 293, 2003 on June 4, 2003. The proposal, sponsored by Councillor Dowden, funds MECA operations in 2004 with County Option Income Tax revenue in the amount of \$2,750,000. By a 9-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Coonrod, for adoption. Proposal No. 293, 2003 was adopted on the following roll call vote; viz:

27 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nyles, Sanders, Schneider, Short, Soards, Talley, Tilford
0 NAYS:
1 NOT VOTING: Smith
1 ABSENT: Cockrum

Proposal No. 293, 2003 was retitled SPECIAL ORDINANCE NO. 5, 2003, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 5, 2003

A SPECIAL ORDINANCE election to fund MECA in 2004 with County Option Income Tax (COIT) Revenues.

WHEREAS, IC 36-8-15-19(b) provides that the City-County Council may elect to fund the operation of a public safety communications system and computer facilities special taxing district from part of the certified distribution the county is to receive during a particular calendar year under IC 6-3.5-6-17; and

WHEREAS, the Marion County Metropolitan Emergency Communications Agency ("MECA") is the governing body of the Consolidated City of Indianapolis and Marion County public safety communications system and computer facilities district ("District"); and

WHEREAS, to make such an election for 2004, the City-County Council, prior to September 1, 2003, must pass an ordinance specifying the amount of the certified distribution to be used to fund the District; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council hereby elects to fund the operation of the District through MECA in 2004 from part of the certified distribution the county is to receive under IC 6-3.5-6-17.

SECTION 2. The amount of the certified distribution to be used for this purpose is \$2,750,000.

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 304, 2003 Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 304, 2003 on June 4, 2003. The proposal, sponsored by Councillor Dowden, approves a transfer of \$13,000 in the 2003 Budget of the Marion County Justice Agency (County General Fund) for the purchase of new computers and equipment. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Soards, for adoption. Proposal No. 304, 2003 was adopted on the following roll call vote; viz:

25 YEAS: Bainbridge, Black, Borst, Bradford, Brents, Conley, Coonrod, Coughenour,
Douglas, Dowden, Frick, Gibson, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty
Adams, Nytes, Sanders, Schneider, Short, Soards, Talley, Tilford
0 NAYS:
3 NOT VOTING: Boyd, Gray, Smith
1 ABSENT: Cockrum

Proposal No. 304, 2003 was retitled FISCAL ORDINANCE NO. 75, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 75, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) transferring and appropriating an additional Thirteen Thousand Dollars (\$13,000) in the County General Fund for purposes of the Marion County Justice Agency and reducing certain other appropriations from that agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.(i) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion County Justice Agency to transfer funds for the purchase of new computers and equipment.

SECTION 2. The sum of Thirteen Thousand Dollars (\$13,000) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>MARION COUNTY JUSTICE AGENCY</u>	<u>COUNTY GENERAL FUND</u>
4. Capital Outlay	<u>13,000</u>
TOTAL INCREASE	13,000

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>MARION COUNTY JUSTICE AGENCY</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services and Charges	<u>13,000</u>
TOTAL DECREASE	13,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 305, 2003. Councillor Bainbridge reported that the Public Works Committee heard Proposal No. 305, 2003 on June 12, 2003. The proposal, sponsored by Councillors Bainbridge and Moriarty Adams, authorizes proceedings to acquire real estate that is necessary for Pogues Run Channel Improvements for Flood Protection to the Cottage Home Area. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Bainbridge moved, seconded by Councillor Moriarty Adams, for adoption. Proposal No. 305, 2003 was adopted on the following roll call vote; viz:

26 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Conley, Coonrod, Coughenour, Douglas, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Soards, Talley, Tilford

0 NAYS:

2 NOT VOTING: Dowden, Smith

1 ABSENT: Cockrum

Proposal No. 305, 2003 was retitled GENERAL RESOLUTION NO. 9, 2003, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 9, 2003

A GENERAL RESOLUTION establishing that the City-County Council of the City of Indianapolis and Marion County, Indiana, is interested in making the purchase of specified land.

WHEREAS, the City-County Council of the City of Indianapolis and Marion County, Indiana, ("City-County Council") is the fiscal body of the City of Indianapolis pursuant to IC 36-1-10.5-1, et seq; and

WHEREAS, pursuant to IC 36-1-10.5-5 the City of Indianapolis may purchase land only after the City-County Council passes a resolution to the effect that the City-County Council is interested in making a purchase of specified land; and

WHEREAS, the City of Indianapolis wishes to purchase a particular parcel of real estate located in Marion County, which is described in Exhibit "A", which is attached hereto and incorporated herein, ("Real Estate"), for Pogues Run Channel Improvements for Flood Protection to the Cottage Home Area; and

WHEREAS, the City-County Council, having considered the acquisition of the Real Estate and being duly advised, finds that the City-County Council has an interest in acquiring the Real Estate; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

SECTION 1. The City-County Council hereby establishes that the City-County Council has an interest in acquiring the Real Estate described in Exhibit "A" (a copy of which is attached to the official copy of the resolution on file with the Clerk of the Council).

SECTION 2. For purposes of Revised Code Sec. 151-66 the Real Estate is owned by R. P. S. and R., Inc., through a Warranty Deed which was recorded in the office of the Marion County Recorder on August 8, 2002, as Instrument Number 2002-0149559.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Bainbridge reported that the Public Works Committee heard Proposal Nos. 306 and 307, 2003 on June 12, 2003. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 306, 2003. The proposal, sponsored by Councillor Moriarty Adams, authorizes a multi-way stop at 13th Street and Hawthorne Lane (District 15). PROPOSAL NO. 307, 2003.

The proposal, sponsored by Councillor Schneider, authorizes multi-way stops at Cranbrook Drive and Briarwood Drive, and at Cranbrook Drive and Dover Drive (District 3). By 6-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Bainbridge moved, seconded by Councillor Moriarty Adams, for adoption. Proposal Nos. 306 and 307, 2003 were adopted on the following roll call vote; viz:

26 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Soards, Talley, Tilford
0 NAYS:
2 NOT VOTING: Short, Smith
1 ABSENT: Cockrum

Proposal No. 306, 2003 was retitled GENERAL ORDINANCE NO. 48, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 48, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
26	13 th St Hawthorne Ln	Hawthorne Ln	Stop

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
26	13 th St Hawthorne Ln	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 307, 2003 was retitled GENERAL ORDINANCE NO. 49, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 49, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
12	Cranbrook Dr Dover Dr	Cranbrook Dr	Stop

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
12	Cranbrook Dr Dover Dr	None	All Way Stop
12	Cranbrook Dr Briarwood Dr	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SOLID WASTE SPECIAL SERVICE DISTRICT SPECIAL ORDERS - PUBLIC HEARING

President Borst convened the Solid Waste Special Service District Council.

PROPOSAL NO. 241, 2003. Councillor Bainbridge reported that the Public Works Committee heard Proposal No. 241, 2003 on June 12, 2003. The proposal, sponsored by Councillors Dowden, Moriarty Adams, Bainbridge, and Talley, approves a transfer of \$175,000 in the 2003 Budget of the Department of Public Safety, Police Division (Solid Waste Collection Service District Fund) to perform illegal dumping enforcement in Marion County, financed by a transfer from the Department of Public Works, Operations Division. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

President Borst called for public testimony at 8:53 p.m. There being no one present to testify, Councillor Bainbridge moved, seconded by Councillor Moriarty Adams, for adoption. Proposal No. 241, 2003 was adopted on the following roll call vote; viz:

26 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Short, Soards, Talley, Tilford

0 NAYS:

2 NOT VOTING: Schneider, Smith

1 ABSENT: Cockrum

Proposal No. 241, 2003 was retitled SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 1, 2003, and reads as follows:

CITY-COUNTY SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT NO. 1, 2003

A SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT FISCAL ORDINANCE amending the Solid Waste Collection Special Service District Annual Budget for 2003 (Solid Waste Collection Special Service District Fiscal Ordinance No. 2, 2002) transferring and appropriating One Hundred and Seventy Five Thousand (\$175,000) in the Solid Waste Collection Service District Fund for purposes of the Department of Public Safety, Police Division, and reducing certain other appropriations from the Department of Public Works, Operations Division.

**BE IT ORDAINED BY THE SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT
COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 of the Solid Waste Collection Special Service District Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Public Safety, Police Division to perform illegal dumping enforcement in Marion County.

SECTION 2. The sum of One Hundred and Seventy Five Thousand Dollars (\$175,000) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>DEPARTMENT OF PUBLIC SAFETY</u> <u>POLICE DIVISION</u>	<u>SOLID WASTE COLLECTION</u> <u>SERVICE DISTRICT FUND</u>
1. Personal Services	107,266
2. Supplies and Material	2,349
3. Other Services and Charges	916
4. Capital Outlays	<u>64,469</u>
TOTAL INCREASE	175,000

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>DEPARTMENT OF PUBLIC WORKS</u> <u>OPERATIONS DIVISION</u>	<u>SOLID WASTE COLLECTION</u> <u>SERVICE DISTRICT FUND</u>
3. Other Services and Charges	<u>175,000</u>
TOTAL DECREASE	175,000

SECTION 5. Section 5(c) of Police Special Service District Fiscal Ordinance 3, 2002 as amended by Fiscal Ordinance No. 1, 2003, is hereby further amended by approving the addition of two (2) more Civilian FTE positions, as shown below.

Department	Division	Position Type	2003 Approved	2003 As Amended
Public Safety	Police	Full Time (Civilian) FTE	367.94	369.94
Public Safety	Police	Uniform (sworn) FTE	1,224.50	1,224.50
Public Safety	Police	Part Time FTE	6.42	6.42
Public Safety	Police	School Crossing Guard FTE	15.36	15.36
<i>Police Total</i>			1,614.22	1,616.22

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

The President reconvened the City-County Council.

NEW BUSINESS

Councillor Bradford stated that he has provided a press release for all members of the Council and because of all of the news stories and serious questions surrounding the city waterworks, he asked the President of the Council to create a special investigative committee to address several issues. He said that the recent resignation of board member, Alan Kimbel, and gag orders for board members has raised additional questions and frustrations.

Councillor Short asked that the President deny Councillor Bradford's request. He said that there have been numerous ordinances introduced and defeated or left without action regarding waterworks ever since its purchase. He said that the Waterworks Board is an independent body and there are many issues and questions in litigation and he believes these issues will come to light as a result of this litigation. He said that the Council has more important things to spend their time on.

Councillor Horseman agreed and said that this is political grandstanding and the matter is better left in the hands of the court.

Councillor Nytes agreed and said that the Council needs to let the board members they appointed do their job.

Councillor McWhirter said that she is in favor of a special committee, as she believes there are many unanswered questions.

Councillor Coonrod said that the public is calling for an investigation, and as the Council has oversight, they should look into the allegations.

Councillor Coughenour stated that, as a member of the Waterworks Board, she does not have a problem with having questions answered. She said that although members cannot talk about the pending litigation, there are no gag orders. She said that there were many inaccuracies in the *Indianapolis Star* editorial. She said, however, that she has no problem with an investigative committee, because the board has nothing to hide and everyone can then finally know the truth.

Councillor Conley said that he is not aware of a public outcry other than Mr. Kimbel's resignation and letter to the editor.

Councillor Bainbridge said that he agrees with Councillor Coughenour and believes if the board is put under the light, they will pass the test.

Councillor Sanders stated that an investigative committee could violate criteria established through litigation and she believes it is a bad idea.

Councillor Gray asked why Councillor Bradford simply does not go to the Waterworks Board and sit down with them himself if he has so many questions.

Councillor Talley said that he also believes the board will stand up to the scrutiny, and he said the forming of a committee should be left up to the full Council.

Councillor Nytes said that she would hope the Council would not find it necessary to spend more consulting funds on such an issue.

Councillor Boyd said that there have been several proposals on the Council's docket regarding the water company purchase and they have never been brought to a vote, because there was not enough support for them. He said that this issue has had a great deal of conversation and he believes this is political grandstanding, and the Council could indeed face legal issues if they interfere.

Councillor Coughenour said that there are facts that may not be clear, and Mr. Kimbel did not resign for the reasons he stated in his letter. She said that he was asked by every member of the board to resign, and there are many things mentioned in his letter that are not fact. She said that there was even a retraction for some of these things.

President Borst said that he has given this issue much thought and it seems many are very frustrated trying to get the answers they need, including himself. He said that there does seem to be a perception that something is wrong, and for that reason, he feels a committee is not a bad idea to bring things to light. He said that the President cannot appoint an investigative committee, but

can appoint a special committee and will do so. He added that he has asked Councillor Massie to chair this special committee, as he is a very fair-minded, balanced individual and will do a good job. He said that he will appoint a five to seven-member committee within the next week. Councillor Talley asked if President Borst will consult with Councillor Boyd for representation from the Democrat caucus. President Borst said that he will.

Councillor Boyd said that it will also be important to charge the committee with exactly what they should be looking at, and this should be in writing and well-thought out and well intentioned. President Borst agreed.

ANNOUNCEMENTS AND ADJOURNMENT

The President said that the docketed agenda for this meeting of the Council having been completed, the Chair would entertain motions for adjournment.

Councillor Boyd stated that he had been asked to offer the following motion for adjournment by:

- (1) Councillors Langsford, and Borst in memory of Clarence G. Ammerman and Harold S. Gillette; and
- (2) Councillors Langsford and Gray in memory of John T. Donlan and Paul E. Miller; and
- (3) Councillors Langsford, Gray, and Bainbridge in memory of Leona J. Bayt; and
- (4) Councillors Langsford and Soards in memory of Frank J. Burkhard; and
- (5) Councillor Langsford in memory of Juanita Conn; and
- (6) Councillor Moriarty Adams in memory of Martin (Marty) Yohler, Alberta Neill, and Winford Johnson; and
- (7) Councillors Boyd, Borst, and Dowden in memory of Faye Mowery; and
- (8) Councillor Nytes in memory of Courtney Bradley and W. Charles Homann, Jr.; and
- (9) Councillor Gibson in memory of Carl Darrick Woods and Maryanne Martin Dezelan.

Councillor Boyd moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of Clarence G. Ammerman, Harold S. Gillette, John T. Donlan, Paul E. Miller, Leona J. Bayt, Frank J. Burkhard, Juanita Conn, Martin (Marty) Yohler, Alberta Neill, Winford Johnson, Faye Mowery, Courtney Bradley, W. Charles Homann, Jr., Carl Darrick Woods, and Maryanne Martin Dezelan. He respectfully asked the support of fellow Councillors. He further requested that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the families advising of this action.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 9:19 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 23rd day of June, 2003.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

Philip C. Bartholomew

President

ATTEST:

Sullen Hart

Clerk of the Council

(SEAL)

**MINUTES OF THE CITY-COUNTY COUNCIL
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**SPECIAL MEETING
MONDAY, JUNE 30, 2003**

The City-County Council of Indianapolis, Marion County, Indiana convened in a special session in the Council Chamber of the City-County Building at 7:09 p.m. on Monday, June 30, 2003, with President Borst presiding.

Councillor Frick led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

President Borst instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

27 PRESENT: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Talley, Tilford
2 ABSENT: Cockrum, Soards

A quorum of twenty-seven members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Langsford recognized Warren Township Assessor Bill Birkle. Councillor Dowden recognized former Councillor Bill Schneider and former Republican State Chairman Rex Early. Councillor McWhirter introduced Marilyn Pfisterer and Janice Shattuck-McHenry, City-County Council candidates. Councillor Horseman recognized Sue Swayze, Indianapolis Chamber of Commerce, and her daughter Laura. Councillor Sanders recognized David Orentlicher, Indiana House Representative, and Steve Crafton, City-County Council candidate. Councillor Dowden recognized local business owner Doug Meacham.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

June 23, 2003

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION
COUNTY, INDIANA

Ladies And Gentlemen :

You are hereby notified that a SPECIAL MEETING of the City-County Council will be held in the City-County Building in the Council Chambers on Monday, June 30, 2003, at 7:00 p.m., the purpose of such MEETING being to consider:

Proposal No. 349, 2003 – which suspends incentive pay programs for the balance of the calendar year 2003;

Proposal No. 378, 2003 – which amends Sec. 151-25 of the Revised Code concerning standing committees; and

Proposal No. 379, 2003 – which votes in favor of a proposal to increase the county homestead credit

Respectfully,
s/Philip C. Borst, D.V.M.
President, City-County Council

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

PUBLIC HEARING

PROPOSAL NO. 379, 2003. The proposal, sponsored by all Councillors, votes in favor of a proposal to increase the County Homestead Credit. Councillor Frick moved, seconded by Councillor Talley, to amend Proposal No. 379, 2003 from a 7.35 percentage increase to an 8% increase. Councillor Frick said that this would take the homestead credit from \$13.7 million to \$14.9 million and would stay within the budgeted limits.

Councillor Horseman asked for a point of order and said that she understood all amendments offered should be in writing and distributed to the Council. Robert Elrod, General Counsel, said that he has the amendment in writing, and as it simply changes a percentage number, he did not see the point in having the amendment copied and distributed. He said that the Rules of the Council only require that the amendment be in writing and not that copies be provided. Councillor Horseman asked then if she has an amendment in front of her in writing, if she can offer it. President Borst said that the amendment in writing must be submitted to the Parliamentarian, Mr. Elrod, in order to be considered. He asked that the Sergeant at Arms make copies for Council members to make them feel more comfortable.

James Steele, Jr., Council Financial Consultant, said that there are currently two homestead credits applied to property tax bills. There is a state-wide homestead credit, which is currently at 20%, and Marion County has a separate homestead credit, which rate is currently 5%. Last year when the budget was prepared for 2003, County Option Income Tax (COIT) available for distribution to local units of government was estimated. Off the top of that distribution, comes a distribution for the Metropolitan Emergency Communications Agency (MECA), which is \$2.75 million, and the County-wide homestead credit. Last year, the homestead credit was estimated at \$16.5 million for 2003. In the spring of each year, a COIT and Cumulative Fund plan is made for both the City and County and presented to the Rules and Public Policy Committee. When that plan is presented, an updated estimate is made for the homestead credit. The property tax rates and levies had not been set in April when these plans were prepared, and the homestead credit was estimated at \$13.7 million, therefore a conservative number of \$14 million was used in the plans for homestead credit. Since that time, the rates and levies have been approved, and the actual cost of a 5% homestead credit in Marion County turned out to be \$9.3 million. The reason the number is significantly lower is due to two things. During the tax restructuring, the method of

applying the homestead credit was changed from the gross bill to the net bill, after the state's property tax replacement credit. Secondly, there was an error discovered in how the homestead credit had been applied. Correcting these two errors took the homestead credit lower than anticipated. Since people have received their property tax bills, the tax restructuring that the state enacted did not have the intended relief anticipated. The biggest portion of relief that did not appear was the homestead credit. Therefore, discussions took place as to whether or not the Council should consider increasing the Marion County homestead credit. A proposal was introduced last week to increase the credit to 7.35% providing \$13.7 million of relief, which was what was estimated back in April. The amendment proposed will increase this relief to the full 8%, providing \$14.9 million of property tax relief to residential homeowners that qualify for the homestead credit. This would provide an additional \$5.6 million over the current 5% rate. Mr. Steele said that he provided a memo last week that explained the impact of what this homestead credit would provide for an average homeowner in Marion County. The gross property tax bill according to the County-wide average would be roughly \$2,100. The net bill, after the state credits would be approximately \$1,354. If the homestead credit is increased from 5% to 7.35%, there would be an additional property tax relief of \$21, with an 8% rate providing a relief of \$27 for the County-wide average. Mr. Steele explained what the relief might be for a Center Township homeowner, whose rate is slightly higher than the average.

Councillor Bradford said that his district has been hit very hard with high property tax assessments and bills, and he asked if they will get more than this, or if they would also receive that average number. Mr. Steele said that they would realize roughly that same average, as each of the 61 different geographic taxing areas has a different rate. Center Township would have one of the highest Property Tax Replacement Credit (PTRC) and homestead credit rates.

Councillor Bainbridge asked Mr. Steele to explain the PTRC. Mr. Steele said that the state's Property Tax Replacement Credit is currently at 20%, and is downsized based on debt issued and new Cumulative Funds created. It was also increased during the state's tax restructuring, so that the state now pays 60% of the school general fund levy.

The motion to amend Proposal No. 379, 2003 from 7.35% to 8% carried by a unanimous voice vote.

President Borst called for public testimony at 7:29 p.m.

Glenn Pratt, Marion County resident, said that there is a real tax increase for many residents, and those people with septic tanks will be asked to come up with an additional \$15,000 over the next several years. The assessors pay no attention to whether a homeowner is on a sewer line or septic tank. He encouraged the Council to find a special way of handling those residents with septic tanks, in order to keep from de-stabilizing neighborhoods.

Councillor Frick moved, seconded by Councillor Talley, for adoption. Proposal No. 379, 2003, as amended, was adopted on the following roll call vote; viz:

27 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Talley, Tilford
0 NAYS:
2 ABSENT: Cockrum, Soards

Proposal No. 379, 2003, as amended, was retitled GENERAL RESOLUTION NO. 10, 2003, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 10, 2003

A PROPOSAL FOR A GENERAL RESOLUTION voting in favor of a proposal to increase the County Homestead Credit.

WHEREAS, P.L. 224-2003, SEC. 248, authorizes the Marion County Income Tax Council to adopt an ordinance to increase the percentage credit allowed for homesteads in its county for property taxes first due and payable in 2003 and each year thereafter; and

WHEREAS, the City-County Council finds that exercising this authority at this time would store the credit to the amount intended prior to changes in the state homestead credit; now, therefore:

**BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. The City-County Council proposes an ordinance of the Marion County Income Tax Council to increase the County Homestead Credit and cast its 92.04 votes for the proposed ordinance of the Marion County Income Tax Council, which reads as follows:

**MARION COUNTY INCOME TAX COUNCIL
ORDINANCE NO. _____, 2003**

INCREASE IN HOMESTEAD CREDIT

I. The Marion County Income Tax Council, pursuant to the authority granted under P.L. 224-2003, SEC. 248, hereby increases the percentage credit allowed for homesteads in Marion County to Eight percent (8%), for property taxes first due and payable in 2003 and each year thereafter.

II. This increase of the homestead credit percentage shall be uniform for all homesteads in Marion County.

III. This Ordinance shall be in full force and effect once it receives fifty-one (51) or more votes of the Marion County Income Tax Council and is transmitted to the Marion County Auditor.

SECTION 2. This Resolution shall be in full force and effect from and after its passage by the Council and compliance with Ind. Code § 36-3-4-14.

FINAL ADOPTION

PROPOSAL NO. 349, 2003. The proposal, sponsored by Councillor Smith, suspends incentive pay programs for the balance of the 2003 calendar year. Councillor Smith moved, seconded by Councillor McWhirter, to send the proposal to the Administration and Finance Committee for a scheduled hearing. Proposal No. 349, 2003 was referred to committee by a unanimous voice vote.

PROPOSAL NO. 378, 2003. The proposal, sponsored by Councillor Borst, amends Sec. 151-25 of the Revised Code concerning the standing committees. President Borst handed the gavel to Vice-President Coughenour.

Councillor Borst said that he sent a memo in the middle of June regarding this proposal. He said that the Council used to have an Economic Development Committee, and the memo detailed several groups that could report to this Committee, if resurrected, in order to provide one more forum to boost economic development in the community. He moved, seconded by Councillor Moriarty Adams, for adoption.

Councillor Short said that he believes the resurrection of this Committee is the right thing to do, and is not sure why it was disbanded in the first place. He said that his concern is with regards to the timing being three months before an election. Economic Development has been a top priority of this administration, and he would like an assurance that the purpose and use of this Committee will focus on true economic development initiatives and job creation, and not serve as an arm to partisan politics in an election year. Councillor Borst said that he will not chair nor serve on the Committee, but politicking is not the intent for the resurrection of the Committee.

Councillor Horseman said that she agrees that economic development is and should be a priority of the administration and this Council. She said that she does not understand why this proposal did not go before the Rules and Public Policy Committee as it was originally referred to in the draft agenda. She added that the new chair of the Metropolitan Development Committee, Councillor Langsford, has been a capable chairman and she believes he can focus on economic development issues within the framework of that Committee. She said that she serves on that Committee and would like to see them address these types of issues. She moved, seconded by Councillor Gibson, to send Proposal No. 378, 2003 to the Rules and Public Policy Committee for further discussion.

Mr. Elrod said that the President reassigned the proposal to the Committee of the Whole Council before the agenda was finalized, and he has the right to do so. Councillor Talley said that he understood that if eight members of the Council body request that a proposal referred to the Committee of the Whole go to a regular standing committee, it would be done. Mr. Elrod said that this rule applies to special resolutions and not proposals for an ordinance.

Councillor Horseman asked if Councillor Borst has an objection to the proposal going to Committee for further discussion. Councillor Borst said that he does, and that the reason he put it on this evening's agenda is because the next Council meeting is not until July 21, 2003. Councillor Horseman said that this has been waiting for three and a half years, and she does not understand why it cannot wait another month. Councillor Borst said the proposal was only introduced seven days ago, so it has not been waiting three and a half years. He said that postponing the proposal would simply be stifling economic development and ignoring the issues that should be addressed.

Councillor Nytes said that she worries about reinstituting a Committee that might be charged with addressing subjects that the Metropolitan Development Committee is already discussing. She said as a member of the Metropolitan Development Committee with a keen interest in economic development, she would feel extremely frustrated that discussions she has enjoyed participating in would no longer come before their Committee for them to weigh in on, such as the redevelopment of the Market Square Arena site. She said unless she could be guaranteed a seat on this new Committee, she could not support the reinstatement.

Councillor Talley said that he served on the Economic Development Committee in the past, and it serves a very worthwhile function. He said that he fully supports this proposal and would recommend passage this evening.

Councillor Smith said that there have been many issues that have crossed Committee boundaries and affect different areas of administration. He said that it is not unprecedented to hold joint hearings, and he is sure that would be welcomed in the future, as well.

Councillor Massie said that he also served on the Economic Development Committee and found that they struggled to focus on economic development issues instead of dealing almost

exclusively with bond inducements. He said that he supports the proposal and thinks this Committee should be charged with some very specific issues of economic development.

Councillor McWhirter said that she understood that Metropolitan Development dealt more with land and buildings, while Economic Development would deal more with job creation and business growth. She said she would like clarification as to what is the focus of these Committees. Councillor Borst said that Metropolitan Development will still have plenty to do, and the reinstatement of the Economic Development Committee would not prohibit Councillor Langsford from hearing economic development issues, if he so desires. Councillor Borst said that as a fairly new president of the Council, he feels the business community, neighborhoods, and other involved organizations would benefit by more focus and discussion on these issues.

Councillor Sanders said that the Economic Development Committee focused mostly on bond issuances before, and they will still be asked to address these issues. She said that economic development discussions should involve more than just job creation. As a person who worked in workforce development for many years prior to coming on this Council, she understands the need for job creation, but she would like to see a broader definition of what this Committee will address. She added that there also might be development issues relative to codes that would be overlooked because of decisions made in a vacuum apart from the Department of Metropolitan Development. She said that she supports sending the proposal to Committee to understand more about what their charge and emphasis will be. She said that she wanted to be on the Economic Development Committee when she joined this Council, and it should not be overlooked that the Committee was disbanded partly because of the number of committees individuals had to serve on in order to maintain the majority vote margins. She said that an additional Committee will also cost the taxpayers more money relative to committee meetings.

Councillor Horseman said that it is still not clear what this Committee will be charged with doing, and she believes going to Committee will help define that charge. Councillor Borst said that the charge of the Committee was clearly defined in his memo to Councillors and he is not sure what needs to be made clearer. Councillor Horseman said that this is Councillor Borst's vision for the Committee and not necessarily the entire body's.

Councillor Nytes said that the memo is part of what caused her some consternation. As a member of the Metropolitan Development Committee, many of these subjects come before them and she would like to continue to weigh in on these issues and be kept up-to-date on them.

Councillor Langsford said that he is not opposed to a separate Committee and he would like to sit on that Committee, as well. He said that economic development is an important issue.

Councillor Boyd said that economic development is a very important issue, but there seems to still be lots of questions and he does not see the proposal as time-sensitive. He therefore supports the motion to refer the proposal to Committee.

Councillor Schneider said that this issue is very cut and dried. There is a lot of industry leaving Marion County and the administration has failed in their efforts to create a climate for economic development. He supports the proposal and opposes the motion to send the proposal to Committee.

Councillor Short said that the discussion has turned to political jabs at the administration. He said that the Central Indiana Life Sciences Initiative and many other worthwhile economic

development initiatives have been achieved by this administration, and if this discussion is needed, it would be better to send it to Committee.

Councillor Conley moved, seconded by Councillor Bradford, to end discussion and call for the question. The motion carried by a unanimous voice vote.

The motion to refer Proposal No. 378, 2003 to the Rules and Public Policy Committee failed on the following roll call vote; viz:

11 YEAS: Black, Boyd, Brents, Douglas, Gibson, Gray, Horseman, Knox, Nytes, Sanders, Short
16 NAYS: Bainbridge, Borst, Bradford, Conley, Coonrod, Coughenour, Dowden, Frick, Langsford, Massie, McWhirter, Moriarty Adams, Schneider, Smith, Talley, Tilford
2 ABSENT: Cockrum, Soards

Councillor Borst's motion for adoption carried on the following roll call vote; viz:

25 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Talley, Tilford
2 NAYS: Gray, Horseman
2 ABSENT: Cockrum, Soards

Councillor Boyd asked for consent to explain his vote. Consent was given. He said that because of political comments made by Councillor Schneider he felt some reservation voting on the proposal without further discussion, but he believes economic development is an important issue, and he supports the intent, even though the timing may seem to be politically motivated.

Councillor Talley said that he supports the reinstatement of the Committee, but due to Councillor Schneider's comments, also has reservations that the Committee will be used as an opportunity to play some political cards, and he hopes that is not the case.

Councillor Horseman said that she is not against economic development, but has reservations about the motivation for reinstatement of this Committee.

Councillor Gibson stated that he has no reservations whatsoever about the formation of this Committee and feels that it will only further enhance the Mayor's commitment to economic development, and he welcomes it.

Proposal No. 378, 2003 was retitled GENERAL ORDINANCE NO. 50, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 50, 2003

A GENERAL ORDINANCE amending Sec. 151-25 of the Revised Code concerning the standing committees.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Sec. 151-25 of the "Revised Code of the Consolidated City and County" be, and is hereby amended by deleting the stricken-through text and inserting the underlined text to read as follows:

Sec. 151-25. Standing committees enumerated.

The standing committees of the council shall be as follows:

- (1) The administration and finance committee;
- (2) The community affairs committee;
- (3) The economic development committee;
- (~~34~~) The metropolitan development committee;
- (~~45~~) The municipal corporations committee;
- (~~56~~) The parks and recreation committee;
- (~~67~~) The public safety and criminal justice committee; and
- (~~78~~) The public works committee.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

ANNOUNCEMENTS AND ADJOURNMENT

The President said that the docketed agenda for this meeting of the Council having been completed, the Chair would entertain motions for adjournment.

Councillor Boyd stated that he had been asked to offer the following motion for adjournment by:

- (1) Councillor Coughenour in memory of George Tintera; and
- (2) Councillor Short in memory of Tony Lorenzano; and
- (3) Councillor Horseman in memory of Theresa Fox.

Councillor Boyd moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of George Tintera, Tony Lorenzano, and Theresa Fox. He respectfully asked the support of fellow Councillors. He further requested that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the families advising of this action.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 7:56 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-Council of Indianapolis-Marion County, Indiana, on the 30th day of June, 2003.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.



President

ATTEST:



Clerk of the Council

(SEAL)

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, JULY 21, 2003**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:09 p.m. on Monday, July 21, 2003, with President Borst presiding.

Councillor Short led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

President Borst instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

27 PRESENT: Bainbridge, Black, Borst, Boyd, Bradford, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford
2 ABSENT: Brents, Cockrum

A quorum of twenty-seven members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Nytes recognized Danny Baker, managing director of the Indiana Repertory Theater. Councillor Frick introduced City-County Council candidate Mike Speedy. Councillor Langsford congratulated the new coordinator of the Indiana Task Force, William Brown. Councillor Short recognized City-County Council candidates Patrice Abdulla and Steve Crafton.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA

Ladies And Gentlemen :

You are hereby notified the REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, July 21, 2003, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Philip C. Borst, D.V.M.
President, City-County Council

June 24, 2003

TO PRESIDENT BORST AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the *Court & Commercial Record* and in the *Indianapolis Star* on Friday, June 27, 2003, a copy of a Notice of Public Hearing on Proposal Nos. 297-300, 325, 327, 329-331, and 333-335, 2003, said hearing to be held on Monday, July 21, 2003, at 7:00 p.m. in the City-County Building.

Respectfully,
s/Suellen Hart
Clerk of the City-County Council

July 3, 2003

TO PRESIDENT BORST AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the *Court & Commercial Record* and in the *Indianapolis Star* on Monday, July 7, 2003, a copy of a Notice of Public Hearing on Proposal No. 326, 2003, said hearing to be held on Monday, July 21, 2003, at 7:00 p.m. in the City-County Building.

Respectfully,
s/Suellen Hart
Clerk of the City-County Council

June 30, 2003

TO PRESIDENT BORST AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have approved with my signature and delivered this day to the Clerk of the City-County Council, Suellen Hart, the following resolution:

GENERAL RESOLUTION NO. 10, 2003 – voting in favor of a proposal to increase the County Homestead Credit

Respectfully,
s/Bart Peterson, Mayor

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF THE JOURNAL

The President called for additions or corrections to the Journals of June 23 and June 30, 2003. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS

PROPOSAL NO. 425, 2003. The proposal, sponsored by Councillor Massie, recognizes Eagle Scout Luke Samuel Williams. Councillor Massie read the proposal and presented Mr. Williams with a copy of the document and a Council pin. Mr. Williams thanked his parents for their support and the Council for the recognition. Councillor Conley, as an Eagle Scout himself, congratulated Mr. Williams for his achievement. Councillor Massie moved, seconded by Councillor Conley, for adoption. Proposal No. 425, 2003 was adopted by a unanimous voice vote.

Proposal No. 425, 2003 was retitled SPECIAL RESOLUTION NO. 40, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 40, 2003

A SPECIAL RESOLUTION recognizing Eagle Scout Luke Samuel Williams.

WHEREAS, Eagle Scout is the highest rank that a Boy Scout can earn, with only two percent of all Scouts achieving this honor; and

WHEREAS, Scout Luke Samuel Williams of Troop 265 of the Pathfinders District, Crossroads of America Council received the Eagle Scout honor on Sunday, July 20, 2003; and

WHEREAS, Luke, a 17-year-old senior at Roncalli High School has been in Scouting for 11 years, graduating from Tiger, Cub, Webelos and then Boy Scout, where he was a Senior Patrol Leader, the highest youth leadership position in a troop; and

WHEREAS, he has earned 25 Merit Badges, and for his Eagle Scout service project he did a hundred hour landscaping project at St. Paul's Hermitage in Beech Grove; and

WHEREAS, later this summer Luke will be traveling with other Scouts and adults to the Philmont Scout Ranch in New Mexico for mountain backpacking and a 68 mile hiking trail; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and commends Eagle Scout Luke Samuel Williams, along with his supportive family, Scouting volunteers, and fellow Scouts and friends who all helped make this milestone possible.

SECTION 2. He now joins with other Eagle Scouts such as Archbishop Buechlein, Neil Armstrong, President Ford, Sam Walton, Senator Lugar and Hank Aaron in being a role model for young eyes, and the Council wishes Luke well in the future as he begins his last year at Roncalli and considers going to Indiana University.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 426, 2003. The proposal, sponsored by Councillor McWhirter, congratulates the Wayne Township Fire Department Extrication Team. Councillor McWhirter read the proposal and presented representatives with copies of the document and Council pins. Team member Todd Taylor thanked the Council for the recognition. Councillor McWhirter moved, seconded by Councillor Langsford, for adoption. Proposal No. 426, 2003 was adopted by a unanimous voice vote.

Proposal No. 426, 2003 was retitled SPECIAL RESOLUTION NO. 41, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 41, 2003

A SPECIAL RESOLUTION congratulating the Wayne Township Fire Department Extrication Team.

WHEREAS, the six state regional International Extrication Competition sponsored by the International Association of Fire Chiefs was held on June 21st in Louisville, Kentucky; and

WHEREAS, competing fire department extrication teams had to solve two accident scene scenarios, one involving a two car crash with a power pole down on one of the vehicles, and the second situation entailed an auto with the roof pushed down on a critically injured driver from having rolled over several times, and the competing extrication teams were graded in both cases upon safety practices, extrication technique, command and control, speed, patient care, and communications; and

WHEREAS, Marion County's Wayne Township Fire Department scored First Place in the Louisville regional competition and is now qualified for the U. S. National Finals next summer in Pennsylvania; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and congratulates the Wayne Township Fire Department Extrication Team for winning First Place in the six state Regional International Extrication Competition, and Indianapolis wishes them well in the 2004 National Competition.

SECTION 2. Extrication Team members who represented the Wayne Township Fire Department so very well were: Captain Todd Taylor, Lieutenant/Paramedic Mike Pruitt, Lieutenant Pedro Caceres, Lieutenant Cory Hart, Engineer Mark Staggs and Firefighter/Paramedic Mark Richardson.

SECTION 3. Skills learned from competition like this have many practical applications that benefit the residents of Wayne Township.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 427, 2003. The proposal, sponsored by Councillor Horseman, recognizes the Peruvian Association of Indiana. Councillor Horseman read the proposal and presented representatives with copies of the document and Council pins. Current president of the association, Gloria Sanchez, and local Peruvian Dr. Jose Tord thanked the Council for the recognition. Councillor Horseman moved, seconded by Councillor Sanders, for adoption. Proposal No. 427, 2003 was adopted by a unanimous voice vote.

Proposal No. 427, 2003 was retitled SPECIAL RESOLUTION NO. 42, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 42, 2003

A SPECIAL RESOLUTION recognizing the Peruvian Association of Indiana.

WHEREAS, The Republic of Peru is a nation of 27 million people on the west coast of South America that is rich in mining, textiles, fishing and other economic resources; and

WHEREAS, Peru was the seat of the Inca empire, was ruled by Spain for 300 years, and since 1821 has been an independent nation; and

WHEREAS, in Indianapolis, the Peruvian Association of Indiana and its predecessor organization has been the focal point for Peruvians, Peruvian-Americans, and friends of Peruvians since 1975; and

WHEREAS, the Association serves 600 Peruvian families residing in Indianapolis and a thousand families statewide by promoting awareness of Peruvian cultural values, maintaining contact with Peruvian and American governmental entities, helping Peruvian-American youth with scientific, literacy and sports projects, and helping individual families with economic and emotional concerns; and

WHEREAS, each year the Peruvian Association of Indiana properly celebrates Peru's national holiday, the July 28th, 1821, independence from Spain, with this year's Indianapolis event being an Independence Day Dinner on the evening of the 27th; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes that both the United States and Peru share an independence day in July.

SECTION 2. The Peruvian Association of Indiana is to be recognized for its pride in Peru and its promotion of Peru to the community of Indianapolis.

SECTION 3. The Indianapolis City-County Council wishes to thank the Peruvian Association and its members for the important professional, cultural, governmental and social contributions made by the city's Peruvian resident members.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5 This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 428, 2003. The proposal, sponsored by Councillor Dowden, recognizes BAA Indianapolis LLC for their perfect FAA Inspection. Councillor Dowden read the proposal and presented David Roberts, executive director of BAA Indianapolis, LLC, with a copy of the document and a Council pin. Mr. Roberts thanked the Council for the recognition. Councillor Dowden moved, seconded by Councillor Soards, for adoption. Proposal No. 428, 2003 was adopted by a unanimous voice vote.

Proposal No. 428, 2003 was retitled SPECIAL RESOLUTION NO. 43, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 43, 2003

A SPECIAL RESOLUTION recognizing BAA Indianapolis LLC for their perfect FAA Inspection.

WHEREAS, BAA Indianapolis LLC has managed the 72-year-old Indianapolis International Airport under a private management contract since October 1, 1995; and

WHEREAS, as part of the management contract, BAA Indianapolis LLC is responsible for maintaining the airfield and providing for public safety through the Airport Police and Fire Departments; and

WHEREAS, the Federal Aviation Administration annually inspects the 429 FAA certified air carrier airports in the United States for compliance in a broad array of safety and maintenance requirements including such items as emergency response time, runway markings, and lighting; and

WHEREAS, for an unprecedented fourth consecutive year, BAA Indianapolis LLC has completed the FAA inspection with "no discrepancies"; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes the outstanding accomplishment of the BAA Indianapolis LLC-managed Indianapolis International Airport for achieving a perfect FAA certification score four years in a row.

SECTION 2. This accomplishment reflects great credit upon BAA Indianapolis LLC, each of its dedicated airport employees, the Airport Authority Board, and is a great source of pride for the people of Indianapolis.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 430, 2003. The proposal, sponsored by Councillors Frick, Borst, Bainbridge, Coughenour, Langsford, and Smith, urges a more stable property tax system in Indiana. Councillor Frick read the proposal and moved, seconded by Councillor Smith, for adoption.

Councillor Talley said that he supports the intent of the proposal but cannot agree with placing blame on the voters as indicated in the third "Whereas" statement. He moved, seconded by Councillor Gray, to amend Proposal No. 430, 2003 by striking the third "Whereas" statement.

Councillor Frick said that he understands Councillor Talley's concerns, but would not like to see the entire paragraph stricken. He said that he would be agreeable to striking the words "voters wanting more governmental services and officials and boards responding accordingly." Councillor Talley said that he would accept this compromise and amended his motion to reflect this stricken language. Proposal No. 430, 2003 was amended by a unanimous voice vote.

Councillor Sanders said that she will vote in favor of the proposal, but hopes that the intent to work with both parties and the administration as reflected in Section 2 will come to pass. She said that there are a few other items in the proposal she does not wholeheartedly support, but she can support the proposal in its intent.

Councillor Bradford said that he cannot vote for this proposal or the next proposal because it is not this body's job to create the tax system.

Councillor Frick moved, seconded by Councillor Smith, for adoption as amended. Proposal No. 430, 2003, as amended, was adopted by a voice vote.

Proposal No. 430, 2003, as amended, was retitled COUNCIL RESOLUTION NO. 82, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 82, 2003

A COUNCIL RESOLUTION urging a more stable property tax system in Indiana.

WHEREAS, what began as a property tax lawsuit in Lake County grew into a nightmare for thousands of homeowners throughout the state who have worked hard to achieve the American Dream of homeownership; and

WHEREAS, in probably the most significant, complex, and disruptive property tax reshuffle in the history of the state, many taxpayers were precipitously hit with huge increases in their property tax bills; and

WHEREAS, there is plenty of guilt to go around including expensive court orders, state government decisions and indecisions, short notices, and daily changes; and

WHEREAS, throughout this taxation mess state local officials have done as much as they legally can for homeowners: The Council held an emergency special session to increase the property tax homestead credit, and will decide upon establishing a county tax adjustment board; Mayor Peterson organized a squad of attorneys to explain to homeowners their rights and options, and used his influence to get the state to extend the payment deadline, all of which are helpful; and

WHEREAS, someone with the authority to take action is going to have to address this issue immediately because economic development and jobs are at stake, many senior citizen homeowners have an immediate problem with unexpected large tax bills to pay, and many additional homeowners are faced with astronomically higher property tax bills; and

WHEREAS, Indianapolis calls upon the state to grant local government more flexibility in the spirit of the Home Rule law, take a fast and hard look at allowing property taxes to be paid in installments, accelerate the homestead credit waiting period, reduce late fees during extraordinary times like this year, don't ever do a short notice major tax change like this one—give taxpayers some time to adjust or better yet phase in the increases, create a better system to report to the public in plain English local budgeting and levy actions, and other innovative and creative modernization of some of the century old methods of levying, spending, and reporting of property taxes; and

WHEREAS, once other large counties have completed their reassessments, we call upon the State Legislature to take necessary steps, beginning with the Legislative Commission on State Tax and Financing Policy on August 6, to examine ways to mitigate the impact of the reassessment upon homeowners and ultimately considering a special session to make changes that will help taxpayers in 2003; and

WHEREAS, some of these steps may include extending a special credit to senior citizens, a credit for maintenance expenses for older homes, an adjustment to the home's assessed value taking into account the negative impact that higher taxes will have upon the home's value; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council deplores the confusing state of affairs of the assessment changes and tax bill increases upon many homeowners, especially the elderly.

SECTION 2. The Council pledges to work with any parties including Mayor Peterson, and state government officials for short term and long term stability, planning, and economic viability for the people of Indianapolis and Indiana.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 431, 2003. The proposal, sponsored by Councillors Boyd, Conley, Gibson, Horseman, and Sanders, urges a Special Session of the Indiana General Assembly. Councillor Sanders read the proposal and stated that she has asked all Democrat Council members to join her this evening as co-sponsors. She said that she believes this proposal should have been placed on the agenda before Proposal No. 430, 2003, as it was submitted first, and cannot understand why it was not.

President Borst said that both this proposal and Proposal No. 430, 2003 were submitted to the Council Office after the deadline for introduction at this meeting. He said that the Rules of the Council indicate that approval from the President must be sought to introduce any item after the deadline. Since the sponsor of Proposal No. 430, 2003 actually called him personally and asked for permission to introduce, it was approved first, regardless of which might have been submitted first. He said that it is fortunate for both sponsors that either was allowed to be heard this evening, since neither adhered to the deadline for submissions.

Councillor Schneider said that he cannot support this proposal, as he believes it is disingenuous to pass the blame completely to the General Assembly.

Councillor Sanders moved, seconded by Councillor Conley, for adoption. Proposal No. 431, 2003 was adopted by a voice vote.

Proposal No. 431, 2003 was retitled SPECIAL RESOLUTION NO. 44, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 44, 2003

A SPECIAL RESOLUTION urging a Special Session of the Indiana General Assembly.

WHEREAS, the property tax reassessment plan has had devastating ramifications for certain areas in Marion County; and

WHEREAS, the legislation, as enacted, resulted in bills much higher than some homeowners expected, especially those in older neighborhoods; and

WHEREAS, there are taxpayers more heavily burdened than others and for whom state action is needed to provide relief; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council urges the Governor to call a Special Session of the Indiana General Assembly to review the enacted reassessment legislation and other related enrolled acts, to study their impact, and to recommend solutions that provide timely relief.

SECTION 2. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 163, 2003. Councillor Soards reported that the Municipal Corporations Committee heard Proposal No. 163, 2003 on July 14, 2003. The proposal, sponsored by Councillor Soards, appoints Ross Barton to the Beech Grove Public Library Board. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Soards moved, seconded by Councillor Tilford, for adoption. Proposal No. 163, 2003, as amended, was adopted on the following roll call vote; viz:

26 YEAS: Bainbridge, Black, Borst, Boyd, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford
1 NAY: Bradford
2 ABSENT: Brents, Cockrum

Proposal No. 163, 2003, as amended, was retitled COUNCIL RESOLUTION NO. 83, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 83, 2003

A COUNCIL RESOLUTION appointing Ross Barton to the Beech Grove Public Library Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Beech Grove Public Library Board, the Council appoints:

Ross Barton

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2007. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 380, 2003. Introduced by Councillor Langsford. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which determines the need to lease approximately 3,100 square feet of office space at 8311 North Perimeter Road for Indiana Task Force One"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 381, 2003. Introduced by Councillor Frick. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which seeks renewal of authorization and approval for the County Treasurer and the City Controller to invest public funds in money-market mutual funds"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 382, 2003. Introduced by Councillors McWhirter and Nytes. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which approves a public purpose grant in the amount of \$35,000 to Indiana Reading and Information Services to provide radio reading programs for the blind and print-disabled in Marion County"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 383, 2003. Introduced by Councillors Cockrum and Douglas. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$206,000 (Federal Grants Funds) and a transfer of \$21,905 (Park General Fund) in the 2003 Budget of the Department of Parks and Recreation to continue the after school programs in the Forest Manor School, School #108, and The Boys and Girls Club in Raymond Park Middle School for the 2003-2004 school year, financed by a federal grant and a transfer between characters"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 384, 2003. Introduced by Councillors Cockrum and Douglas. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$522,138 in the 2003 Budget of the Department of Parks and Recreation (Park General Fund) to replace the burned playground equipment in Washington Park, install shelters at the summer lunch sites, and support projects at Garfield, Christian, Rhodius, and Bethel Parks, financed by interest earnings on Lilly Endowment funds"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 385, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Gerald J. Papenmeier to the Indianapolis-Marion County Forensic Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 386, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which clarifies the application and procedures under which the city and county indemnify and defend officers, employees, and agents"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 387, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which creates a new non-reverting fund to be known as the Domestic Relations Alternative Dispute Resolution Fund"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 388, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves a transfer of \$38,921 in the 2003

Budget of the Circuit Court (County General Fund) to appropriate funds to pay for current expenses"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 389, 2003. Introduced by Councillors Dowden, Moriarty Adams, and Talley. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves a transfer of \$23,530 in the 2003 Budget of the Department of Public Safety, Animal Care and Control Division (Consolidated County Fund) to pay for rabies vaccines for animal control officers, repair the facility's power washers, pay for server support fees, and provide work suits for field and kennel employees required by the AFSCME agreement"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 390, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$20,421 in the 2003 Budget of the Marion County Justice Agency (State and Federal Grants Fund) to provide salaries for Crisis Line employees, funded by a grant from the Julian Center"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 391, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$9,500 in the 2003 Budget of the Marion County Justice Agency (Law Enforcement Fund) to appropriate unappropriated and unencumbered funds for the 2003 Budget"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 392, 2003. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a traffic signal at 360 W. 11th Street (District 16)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 393, 2003. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Blake Street and University Boulevard (District 16)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 394, 2003. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at 25th Street and Franklin Place (District 16)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 395, 2003. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Burn Court and Fabyan Road (District 25)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 396, 2003. Introduced by Councillor Langsford. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Mitthoefer Road and Rawles Avenue (District 13)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 397, 2003. Introduced by Councillor Langsford. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Gibson Avenue and Ivanhoe Street (District 13)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 398, 2003. Introduced by Councillor Knox. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Henry Street and Woodrow Avenue (District 17)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 399, 2003. Introduced by Councillor Knox. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a weight limit restriction on Farnsworth Street from Holt Road to Maywood Road (Tibbs Avenue) (District 17)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 400, 2003. Introduced by Councillor Knox. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions on White River Parkway West Drive between Washington Street and Michigan Street (District 17)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 401, 2003. Introduced by Councillor Nytes. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions on Strum Avenue near State Avenue (District 22)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 402, 2003. Introduced by Councillors Massie, Soards, and Schneider. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends the Revised Code concerning rate signs required at commercial parking facilities"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 403, 2003. Introduced by Councillors Sanders, Langsford, and McWhirter. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends the Revised Code regarding licenses to operate public vehicles for hire and the eligibility requirements pertaining to drunk driving"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 404, 2003. Introduced by Councillor Frick. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which re-establishes the Marion County Board of Tax Adjustment"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 429, 2003. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which designates 16th Street from Rev. Dr. Martin Luther King Drive, west to Montcalm Street as the Rev. Dr. Wayne Taft Harris, Sr. Memorial Parkway"; and the President referred it to the Metropolitan Development Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 405, 2003, PROPOSAL NO. 406, 2003, PROPOSAL NOS. 407-412, 2003, and PROPOSAL NOS. 413-424, 2003. Introduced by Councillor Smith. Proposal No. 405, 2003, Proposal No. 406, 2003, Proposal Nos. 407-412, 2003, and Proposal Nos. 413-424, 2003 are proposals for Rezoning Ordinances certified by the Metropolitan Development Commission on July 8 and 14, 2003. The President called for any motions for public hearings on any of those zoning maps changes. There being no motions for public hearings, the proposed ordinances, pursuant to IC 36-7-4-608, took effect as if adopted by the City-County Council, were retitled for identification as REZONING ORDINANCE NOS. 91-110, 2003, the original copies of which

ordinances are on file with the Metropolitan Development Commission, which were certified as follows:

REZONING ORDINANCE NO. 91, 2003.

2003-ZON-033

6877 TOWNSHIP LINE ROAD (approximate address), INDIANAPOLIS.

PIKE TOWNSHIP, COUNCILMANIC DISTRICT #1

JULIUS M. STOVALL requests a rezoning of 0.72 acre, being in the SU-7 and SU-38 Districts, to the C-2 classification to provide for general office and multifamily residential uses.

REZONING ORDINANCE NO. 92, 2003.

99-Z-224

2208-2220 COLUMBIA AVENUE (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT #22

OVERCOMING CHURCH requests a rezoning of 0.52 acre from D-5 to SU-1 to provide for a church-related multi-use center, including daycare, a school, and after-school programs.

REZONING ORDINANCE NO. 93, 2003.

2003-ZON-025

3930 GEORGETOWN ROAD (approximate address), INDIANAPOLIS.

PIKE TOWNSHIP, COUNCILMANIC DISTRICT #9

NEW LIFE WORSHIP CENTER OF INDIANAPOLIS., LLC, by Mary E. Solada, requests a rezoning of 9.09 acres, being in the, C-4 (FF) (FW), C-5 (FF) (FW), C-3 (FF) (FW) and C-S (FF) (FW) Districts, to the SU-1 (FF) (FW) classification to provide for religious uses.

REZONING ORDINANCE NO. 94, 2003.

2003-ZON-031 (2003-DP-006)

6025 LAFAYETTE ROAD (approximate address) INDIANAPOLIS.

PIKE TOWNSHIP, COUNCILMANIC DISTRICT #1

ROCKLAND and PAULA LAY, by Raymond Good, requests a rezoning of 0.702 acres, being in the D-P District, to the D-P classification to provide for a daycare facility, with off-street parking and a free-standing sign.

REZONING ORDINANCE NO. 95, 2003.

2003-ZON-042

2260 NORTH ARSENAL AVENUE and 2229, 2230, 2233, 2253, 2256, 2302, 2328 DR.

ANDREW J. BROWN AVENUE (approximate addresses), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT #22.

TRINITY CHRISTIAN METHODIST EPISCOPAL CHURCH, by Lanita McCauley-Bates, requests a rezoning of 3.16 acres, being in the D-5 District, to the SU-1 classification to legally establish religious uses and to provide for future expansion.

REZONING ORDINANCE NO. 96, 2003.

2003-ZON-057

2626 and 2628 WEST 16TH STREET (approximate address), INDIANAPOLIS.

WAYNE TOWNSHIP, COUNCILMANIC DISTRICT #16

JANE BROWN requests a rezoning of 0.38 acre, being in the D-5 (W-5) District, to the C-3 (W-5) classification to provide for neighborhood commercial uses.

REZONING ORDINANCE NO. 97, 2003.

2003-ZON-063

5770 FALL CREEK ROAD (approximate address), INDIANAPOLIS.

LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT #4

BROWN-LADENDORF REAL ESTATE, LLC requests a rezoning of four acres, being in the D-A (FF) (FW) District, to the D-2 (FF) (FW) classification to provide for single-family residential development.

REZONING ORDINANCE NO. 98, 2003.

2003-ZON-817 (2003-DP-005) (2003-PLT-817)

402 SOUTH CARROLL ROAD (approximate address), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 13

WMI, LLC. by David A. Retherford, requests a rezoning of 49.449 acres, being in the D-2 (FF) (FW) District, to the D-P (FF) (FW) classification to provide for 51 single-family dwellings and 24 two-family dwellings with an overall density of two units per acre.

REZONING ORDINANCE NO. 99, 2003.

2003-ZON-013

1024, 1026, and 1030 SOUTH SHELBY STREET (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 25

NEIGHBORHOOD DOWNTOWN ZONING ASSISTANCE, INC. by DAVID KINGEN, requests a rezoning of 0.1 acre, being in the C-5 District to the C-3-C classification to reduce the number of required parking spaces in a C-3C from 47 spaces (required) to 0 spaces (requested).

REZONING ORDINANCE NO. 100, 2003.

2003-ZON-056

4045 NORTH POST ROAD (approximate address), INDIANAPOLIS.

LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT #14

ABUNDANT FAITH APOSTOLIC CHURCH, by THOMAS MICHAEL QUINN, requests a rezoning of 3.53 acres, being in the C-1 and C-4 Districts, to the SU-1 classification to provide for religious uses.

REZONING ORDINANCE NO. 101, 2003.

2003-ZON-062

4035, 4037 and 4047 NORTH CAPITOL AVENUE (approximate address), INDIANAPOLIS.

WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT #6,

BOARD OF SCHOOL COMMISSIONERS, CITY OF INDIANAPOLIS. requests a rezoning of 0.3 acre, being in the D-5 District, to the SU-2 classification to provide for educational uses.

REZONING ORDINANCE NO. 102, 2003.

2003-ZON-064

8250 SOUTHEASTERN AVENUE (approximate address), INDIANAPOLIS.

FRANKLIN TOWNSHIP, COUNCILMANIC DISTRICT #23

MCCALLEY PROPERTIES LLC, by Mitch Sever, requests a rezoning of 24 acres, being in the D-7 District, to the C-4 classification to provide for commercial uses.

REZONING ORDINANCE NO. 103, 2003.

2003-ZON-065

360 WEST 11TH STREET (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT #16

CLARIAN HEALTH PARTNERS, by Roger Kilmer, requests a rezoning of 2.8 acres, being in the CBD-2 (W-5) (RC), I-3-U (W-5) (RC) and D-8 (W-5) (RC) Districts, to the CBD-S (W-5) (RC) classification to provide for healthcare and related biotechnological uses, with office and laboratory space.

REZONING ORDINANCE NO. 104, 2003.

2003-ZON-067

6401 WEST 71ST STREET (approximate address), INDIANAPOLIS.

PIKE TOWNSHIP, COUNCILMANIC DISTRICT #1

INTECH PARK PARTNERS, by Michael C. Cook and David Rabinowitch, requests a rezoning of 7.63 acres, being in the C-S District, to the C-S classification to provide for an inpatient surgical hospital Area "D."

REZONING ORDINANCE NO. 105, 2003.

2003-ZON-073

2402, 2406, 2410, 2414 and 2422 CENTRAL AVENUE (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT #22

CITY OF INDIANAPOLIS-DEPARTMENT OF METROPOLITAN DEVELOPMENT, requests a rezoning of 0.64 acres, being in the C-1 District, to the D-8 classification to provide for single-family residential development.

REZONING ORDINANCE NO. 106, 2003.

2003-ZON-074

2365 CENTRAL AVENUE (approximate address), INDIANAPOLIS.,
CENTER TOWNSHIP, COUNCILMANIC DISTRICT #22
CITY OF INDIANAPOLIS-DEPARTMENT OF METROPOLITAN DEVELOPMENT, requests a
rezoning of 1.33 acres, being in the SU-1 and D-8 Districts, to the D-8 classification to provide for
single-family residential development.

REZONING ORDINANCE NO. 107, 2003.

2003-ZON-075

11925 EAST 65TH STREET (approximate address), CITY OF LAWRENCE.
LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT #5
EAGLE RENTALS, LLC request a rezoning of 0.74 acre, being in the SU-9 and D-5 Districts, to
the C-1 classification to provide for commercial uses.

REZONING ORDINANCE NO. 108, 2003.

2003-ZON-078

502 SOUTH PENNSYLVANIA STREET, (approximate address), INDIANAPOLIS.
CENTER TOWNSHIP, COUNCILMANIC DISTRICT #16
ARCHIE L. NEVINS, JUNIOR requests a rezoning of 0.248 acre, being in the I-3-U (RC) District,
to the CBD-2 (RC) classification to provide for six townhouses, offices and a restaurant.

REZONING ORDINANCE NO. 109, 2003.

2003-ZON-080

8725 SOUTH SHELBY STREET, (Approximate Address), INDIANAPOLIS.
PERRY TOWNSHIP, COUNCILMANIC DISTRICT #24
STEVEN D. JOHNSON, DDS., by Thomas Michael Quinn, requests a rezoning of 0.76 acre, being
in the D-A District, to the C-1 classification to provide for office uses.

REZONING ORDINANCE NO. 110, 2003.

2003-ZON-818 (2003-DP-010) (2003-PLT-818)

6720 SPIRIT LAKE DRIVE (approximate address), INDIANAPOLIS.
WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT #07
SPIRIT LAKE, LLC, by David Gilman, requests a rezoning of 1.17 acres being in the D-P (FF)
(FW) District, to the D-P (FF) (FW) classification to provide for a single-family dwelling with a
density of one unit per 1.17 acres.

SPECIAL ORDERS - PUBLIC HEARING

Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard
Proposal Nos. 297-300, 2003 on June 4, 2003. He asked for consent to vote on these proposals
together, as they all deal with initiatives to ease the jail overcrowding. Consent was given.

PROPOSAL NO. 297, 2003. The proposal, sponsored by Councillors Dowden, Moriarty Adams,
Talley, and Frick, approves an increase of \$2,987,967 in the 2003 Budget of the County Sheriff
(County General Fund) to purchase additional beds at CCA (Jail II) for the remainder of 2003,
financed by fund balances. PROPOSAL NO. 298, 2003. The proposal, sponsored by Councillors
Dowden, Moriarty Adams, Talley, and Frick, approves an increase of \$49,082 in the 2003
Budgets of the County Auditor and the County Sheriff (County General Fund) to hire two
additional Marion County court line deputies dedicated to the transportation of prisoners,
financed by fund balances. PROPOSAL NO. 299, 2003. The proposal, sponsored by Councillors
Dowden, Moriarty Adams, and Frick, approves an increase of \$674,517 in the 2003 Budget of
Community Corrections (County General Fund) to fund six months of expanded capacity of
Work Release Programming for an additional 153 clients, financed by fund balances.
PROPOSAL NO. 300, 2003. The proposal, sponsored by Councillors Dowden, Moriarty Adams,
and Frick, approves an increase of \$281,304 in the 2003 Budgets of the County Auditor and
Community Corrections (County General Fund) to fund six months of expanded capacity of
Home Detention Programming for an additional 600 clients, financed by fund balances. By

unanimous votes, the Committee reported the proposals to the full Council with the recommendation that they do pass.

Councillor Moriarty Adams said that the County has been dealing with the jail overcrowding issue for much longer than the last few years, and these measures will simply begin to address the problem and will probably not solve it. However, they are good first steps, and she supports the proposals.

Councillor Conley said that he supports the proposals and feels all Councillors should, given the jail overcrowding problems.

President Borst stated that the Marion County Criminal Justice Planning Committee met today to come up with some creative ways to continue to address Judge Sarah Barker's orders to the County to combat this problem. He said they will continue to work on other solutions and efficiencies.

Councillor Nytes said that she is pleased to see such creative measures, but a six-month solution is not the end of the discussion. She said that the Council is poised to approve \$3½ million of spending through December 31, 2003, with no real commitment or avenues to continue funding after the first of the year. Councillor Dowden said that he believes the Planning Committee, as well as the Public Safety and Criminal Justice Committee, recognize that these programs will need to continue, and the funding will have to be sought.

Councillor Gray asked if the Home Detention expansion and increase is due to the overcrowding. Councillor Dowden said that it is.

Councillor Horseman asked when the Arrestee Processing Center will be completed. She said that she understood when the Center was approved for funding, that this was the solution to the overcrowding issue. Councillor Dowden said that it will probably be ready by the end of August and that it is just one of the components of the overall plan. Councillor Horseman asked how much this Center will reduce the jail population. Councillor Dowden said that it is not possible to estimate exactly, but the Center will help release or place offenders in alternative programs quicker. Councillor Horseman said that the County has spent millions of dollars on this Center, and yet there seems to be no projection on how it will help the problem. Councillor Dowden said that many projections have been made, and it will certainly reduce the population in lock-up by reducing a three- to four-day processing system to under ten hours. Councillor Horseman said that she would like to see some real numbers. Councillor Dowden said that within the first few months of operation, these could be provided. President Borst said that he has been told there are on average 150 arrestees a day. With the new Processing Center, some may be able to plead and be sentenced immediately to probation or alternative programs, and the new efficient processing could lessen that amount by 50 to 75 people per day from going into the jail.

Melinda Haag, Marion County Justice Agency director, said that it would be difficult to estimate exactly how the Center will reduce population in the jail, but along with these other programs, the County will be meeting the challenge of finding ways to divert people from the jail. She said that the Processing Center could release people to home detention, work release, and pre-trial probationary status much quicker. She said that there are over 1,100 pre-trial offenders taking up jail space waiting initial hearings. They have been charged but not sentenced. The new Processing Center will allow for these offenders to be assessed as to risk in the cases of misdemeanors and D felonies. Many can be deferred to other programs. At this time, the only options are to be released on their own recognizance or to sit in jail awaiting a trial. She said that

the Processing Center will replace the lock-up as the entry to the jail and should have a great impact, even though it is impossible to know exactly the number of offenders reduced.

Councillor Horseman said that she does not understand why a \$12 million Arrestee Processing Center is needed to assess whether a person can be placed in one of these alternative programs.

Councillor Massie said that he is opposed to these proposals because these are expenditures mandated by a federal judge and motivated by fines and money. He said that these are taxpayer dollars and the real solution comes in a change to the system and not in the imposition of fines and ultimatums. Simply because the County is not working fast enough to satisfy a federal judge, she imposes fines that makes the County scramble to find answers that may help temporarily, but may not be the best solution.

Councillor Gray asked if the new beds being added are in the old jail or Jail II. Councillor Dowden said that they are beds added to Jail II.

Councillor Smith said that even though he agrees in principle with Councillor Massie, he will support the proposals, because they will begin to address a long-time problem.

Councillor Boyd said that he supports these proposals, even though he understands exactly what Councillor Massie is saying. He said unfortunately, the County does not have the luxury at this time due to the judge's mandates. He said that he has confidence that the Criminal Justice Planning Committee will address some of these concerns. As the new chairperson of the Planning Committee, he believes Councillor Dowden will prove a very capable liaison to that group to get the Council the feedback they need. He said that he has faith that Councillor Dowden will do a great job in this capacity.

President Borst called for public testimony at 8:15 p.m.

Carl Moldthan, Taxpayers for Accountability Government, said that he supports the idea of reducing jail overcrowding, but does not understand why these particular budgets cannot be cut to find the monies to fund these programs. He said that there is no department or agency that cannot cut their budgets by 10%.

There being no further testimony, Councillor Dowden moved, seconded by Councillor Moriarty Adams, for adoption. Proposal Nos. 297-300, 2003 were adopted on the following roll call vote; viz:

24 YEAS: Bainbridge, Black, Borst, Boyd, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, McWhirter, Moriarty Adams, Nytes, Sanders, Short, Smith, Soards, Talley, Tilford

3 NAYS: Bradford, Massie, Schneider

2 ABSENT: Brents, Cockrum

Proposal No. 297, 2003 was retitled FISCAL ORDINANCE NO. 76, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 76, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Two Million Nine Hundred Eighty-seven Thousand Nine Hundred Sixty-seven Dollars (\$2,987,967) in the County General Fund for purposes of the County Sheriff and reducing the unappropriated and unencumbered balance in the County General Fund.

July 21, 2003

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(h) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes the County Sheriff to purchase additional beds at Corrections Corporation of America (Jail II) for the remainder of 2003.

SECTION 2. The sum of Two Million Nine Hundred Eighty-seven Thousand Nine Hundred Sixty-seven Dollars (\$2,987,967) and the same is hereby, appropriated the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY SHERIFF</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services and Charges	<u>2,987,967</u>
TOTAL INCREASE	2,987,967

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered	
County General Fund	<u>2,987,967</u>
TOTAL REDUCTION	2,987,967

SECTION 5. The projected December 31, 2003, fund balance for the County General Fund is as follows:

Current cash balance (December 31, 2002)	22,689,247
Anticipated additional revenue through December 31, 2003	<u>187,308,844</u>
Projected funds available	209,998,091
Remaining appropriations and encumbrances	197,901,220
Proposed additional appropriation	
Sheriff (Proposal No. 297, 2003)	2,987,967
Sheriff (Proposal No. 298, 2003)	49,082
Community Corrections (Proposal No. 299, 2003)	674,517
Community Corrections (Proposal No. 300, 2003)	<u>281,304</u>
Funds required	201,894,090
Projected fund balance December 31, 2003	8,104,001

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 298, 2003 was retitled FISCAL ORDINANCE NO. 77, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 77, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Forty-nine Thousand Eighty-two Dollars (\$49,082) in the County General Fund for purposes of the County Auditor and the County Sheriff and reducing the unappropriated and unencumbered balance in the County General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(h) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Sheriff to hire two additional Marion County court line deputies dedicated to the transportation of prisoners to expedite the criminal court sentencing process.

SECTION 2. The sum of Forty-nine Thousand Eighty-two Dollars (\$49,082) be, and the same is hereby, appropriated the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services-fringes	9,502
 <u>COUNTY SHERIFF</u>	
1. Personal Services	31,673
2. Supplies	<u>7,907</u>
TOTAL INCREASE	49,082

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered	
County General Fund	<u>49,082</u>
TOTAL REDUCTION	49,082

SECTION 5. The projected December 31, 2003, fund balance for the County General Fund is as follows:

Current cash balance (December 31, 2002)	22,689,247
Anticipated additional revenue through December 31, 2003	<u>187,308,844</u>
Projected funds available	209,998,091
 Remaining appropriations and encumbrances	197,901,220
Proposed additional appropriation	
Sheriff (Proposal No. 297, 2003)	2,987,967
Sheriff (Proposal No. 298, 2003)	49,082
Community Corrections (Proposal No. 299, 2003)	674,517
Community Corrections (Proposal No. 300, 2003)	<u>281,304</u>
Funds required	201,894,090
 Projected fund balance December 31, 2003	8,104,001

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 299, 2003 was retitled FISCAL ORDINANCE NO. 78, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 78, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Six Hundred Seventy-four Thousand Five Hundred Seventeen Dollars (\$674,517) in the County General Fund for purposes of Community Corrections and reducing the unappropriated and unencumbered balance in the County General Fund.

**BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(g) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of Community Corrections to fund six months of expanded capacity of Work Release Programming for an additional 153 clients.

SECTION 2. The sum of Six Hundred Seventy-four Thousand Five Hundred Seventeen (\$674,517) be, and the same is hereby, appropriated the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COMMUNITY CORRECTIONS</u>	<u>COUNTY GENERAL FUND</u>
2. Supplies	4,000
3. Other Services and Charges	594,037
4. Capital Outlay	76,480
TOTAL INCREASE	674,517

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered	
County General Fund	674,517
TOTAL REDUCTION	674,517

SECTION 5. The projected December 31, 2003, fund balance for the County General Fund is as follows:

Current cash balance (December 31, 2002)	22,689,247
Anticipated additional revenue through December 31, 2003	187,308,844
Projected funds available	209,998,091
Remaining appropriations and encumbrances	197,901,220
Proposed additional appropriation	
Sheriff (Proposal No. 297, 2003)	2,987,967
Sheriff (Proposal No. 298, 2003)	49,082
Community Corrections (Proposal No. 299, 2003)	674,517
Community Corrections (Proposal No. 300, 2003)	281,304
Funds required	201,894,090
Projected fund balance December 31, 2003	8,104,001

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 300, 2003 was retitled FISCAL ORDINANCE NO. 79, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 79, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Two Hundred Eighty-one Thousand Three Hundred Four Dollars (\$281,304) in the County General Fund for purposes of the County Auditor and Community Corrections and reducing the unappropriated and unencumbered balance in the County General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(g) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Auditor and Community Corrections to fund six months of expanded capacity of Home Detention Programming for an additional 600 clients.

SECTION 2. The sum of Two Hundred Eighty-one Thousand Three Hundred Four Dollars (\$281,304) be, and the same is hereby, appropriated the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services-fringes	30,468

COMMUNITY CORRECTIONS

1. Personal Services	101,562
2. Supplies	2,500
3. Other Services and Charges	<u>146,774</u>
TOTAL INCREASE	281,304

SECTION 4. The said additional appropriation is funded by the following reductions:

COUNTY GENERAL FUND

Unappropriated and Unencumbered	
County General Fund	281,304
TOTAL REDUCTION	281,304

SECTION 5. The projected December 31, 2003, fund balance for the County General Fund is as follows:

Current cash balance (December 31, 2002)	22,689,247
Anticipated additional revenue through December 31, 2003	<u>187,308,844</u>
Projected funds available	209,998,091
Remaining appropriations and encumbrances	197,901,220
Proposed additional appropriation	
Sheriff (Proposal No. 297, 2003)	2,987,967
Sheriff (Proposal No. 298, 2003)	49,082
Community Corrections (Proposal No. 299, 2003)	674,517
Community Corrections (Proposal No. 300, 2003)	<u>281,304</u>
Funds required	201,894,090
Projected fund balance December 31, 2003	8,104,001

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 325, 2003. Councillor McWhirter reported that the Administration and Finance Committee heard Proposal No. 325, 2003 on July 1, 2003. The proposal, sponsored by Councillors McWhirter and Nytes, approves an increase of \$700,000 in the 2003 Budget of the Office of the City Controller (Landmark Building Preservation Fund) to fund repairs to electrical, lighting, flooring, and window systems at the City Market, and to repair elevators and remodel the lobby at the Indiana Repertory Theater, financed by fund balances. By a 7-0 vote, the Committee reported the proposal to the full Council with the recommendation that it do pass.

President Borst called for public testimony at 8:19 p.m.

Mr. Moldthan asked why this is not called an increase. Councillor McWhirter said that the money was already appropriated during the budget and designated to this fund, but the money now needs to be appropriated in order to be spent. Mr. Moldthan said that each Councillor should think about how they vote on each issue very carefully, as most taxpayers want to throw the entire body out and elect in a new one.

There being no further testimony, Councillor McWhirter moved, seconded by Councillor Nytes, for adoption. Proposal No. 325, 2003 was adopted on the following roll call vote; viz:

23 YEAS: Bainbridge, Black, Borst, Boyd, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Soards, Tilford
 3 NAYS: Bradford, Short, Smith
 1 NOT VOTING: Talley
 2 ABSENT: Brents, Cockrum

Proposal No. 325, 2003 was retitled FISCAL ORDINANCE NO. 80, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 80, 2003

A FISCAL ORDINANCE of the City of Indianapolis and the County of Marion, Indiana, appropriating in the Landmark Building Preservation Fund for the purpose of making capital repairs to electrical, lighting, flooring, and window systems at the City Market, and to repair elevators and remodel the lobby at the Indiana Repertory Theater

WHEREAS, there exists a City of Indianapolis Landmark Building Preservation Fund established in 1999; and

WHEREAS, the fund is for capital expenditures for the preservation of City owned buildings of a historic nature; and

WHEREAS, the fund has a Nine Hundred Fifty Four Thousand Four Hundred Ninety (\$954,490) balance; and

WHEREAS, the city has identified capital expenditures necessary at the City Market and the Indiana Repertory Theater, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Office of the City Controller has determined the following capital projects are reasonable and necessary for the proper operation of the City Market and the Indiana Repertory Theater:

- | | | |
|----|---|----------------|
| a. | capital repairs to electrical, lighting, flooring, and window systems
at the City Market | <u>350,000</u> |
| | Total Project | 350,000 |
| b. | repair elevators and remodel the lobby at the
Indiana Repertory Theater | <u>350,000</u> |
| | Total Project | 350,000 |

SECTION 2. The Office of the City Controller is authorized to take any actions it determines necessary or appropriate to complete the project listed in Section 1, but shall not be authorized to add additional projects not listed, without approval of the City-County Council. Upon the completion of an individual project, the un-used balance of the project shall revert back to the fund balance.

SECTION 3. The appropriation shall be in addition to all appropriations provided for in the regular budget and levy, and shall continue in effect until the completion of the capital projects described in Section 1 above. Any surplus of each individual project shall be credited to the Landmark Building Preservation Fund.

SECTION 4. The sum of Seven Hundred Thousand Dollars (\$700,000) is hereby appropriated for the purposes set forth in Section 1.

LANDMARK BUILDING PRESERVATION FUND

Unappropriated and Unencumbered	
Landmark Building Preservation Fund	<u>700,000</u>
TOTAL REDUCTION	700,000

SECTION 5. The projected December 31, 2003, fund balance for the Landmark Building Preservation Fund is as follows:

Cash balance as of May 31, 2003	954,390
Estimated revenues June through December, 2003	<u>0</u>
Projected funds available	954,390
2003 remaining appropriations, including all encumbrances	0
Proposed additional appropriation (Proposal No. 325, 2003)	<u>700,000</u>
Total Requirements	700,000
Projected fund balance December 31, 2003	254,390

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC36-3-4-14.

PROPOSAL NO. 326, 2003. Councillor McWhirter reported that the Administration and Finance Committee heard Proposal No. 326, 2003 on July 1, 2003. The proposal, sponsored by Councillors McWhirter and Nytes, approves an increase of \$195,000 in the 2003 Budget of the Cable Communications Agency (Consolidated County Fund) to purchase servers and editing equipment to be used by WCTY/Channel 16, financed by a cable franchise PEG (Public Educational or Government Access Facilities) grant. By a 7-0 vote, the Committee reported the proposal to the full Council with the recommendation that it do pass.

President Borst called for public testimony at 8:20 p.m. There being no one present to testify, Councillor McWhirter moved, seconded by Councillor Nytes, for adoption. Proposal No. 326, 2003 was adopted on the following roll call vote; viz:

25 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Soards, Tilford

1 NAY: Smith

1 NOT VOTING: Talley

2 ABSENT: Brents, Cockrum

Proposal No. 326, 2003 was retitled FISCAL ORDINANCE NO. 81, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 81, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 99, 2002) appropriating an additional One Hundred Ninety Five Thousand Dollars (\$195,000) in the Consolidated County Fund for purposes of the Cable Communications Agency and reducing the unappropriated and unencumbered balance in Consolidated County Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (d) of the City-County Annual Budget for 2003 be, and is hereby amended by the increases and reductions hereinafter stated for purposes of the Cable Communications Agency to purchase servers and editing equipment to be used by WCTY/Channel 16, financed by a cable franchise Public Educational or Government Access Facilities (PEG) grant.

SECTION 2. The sum of One Hundred Ninety Five Thousand Dollars (\$195,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>CABLE COMMUNICATIONS AGENCY</u>	<u>CONSOLIDATED COUNTY FUND</u>
3. Other Services and Charges	27,000
4. Capital Outlay	<u>168,000</u>
TOTAL INCREASE	195,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>CONSOLIDATED COUNTY FUND</u>
Unappropriated and Unencumbered	
Consolidated County Fund	<u>195,000</u>
TOTAL REDUCTION	195,000

SECTION 5. The projected December 31, 2003, fund balance for the Consolidated County fund is as follows:

Cash balance as of December 31, 2002	41,456,091
Estimated 2003 revenues (2003 budgeted plus new revenues)	<u>51,220,297</u>
Projected funds available	92,676,388
2003 appropriations, including prior year carryover encumbrances	69,497,784
Proposed appropriation reduction (Proposal No. 326, 2003)	<u>195,000</u>
Total Requirements	69,972,784
Projected fund balance December 31, 2003	22,983,604

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 327, 2003. In Chairman Cockrum's absence, Councillor Massie reported that the Parks and Recreation Committee heard Proposal No. 327, 2003 on June 26, 2003. The proposal, sponsored by Councillors Cockrum, Douglas, and Nytes, approves an increase of \$400,000 in the 2003 Budget of the Department of Parks and Recreation (Park General Fund) to construct the driving range, practice area, and three-hole short course for the Indianapolis First Tee Junior Golf Facility, as well as test and remove contaminated soil from the Whispering Hills, Pleasant Run and Sara Shank golf courses, financed by fund balances. By a 6-1 vote, the Committee reported the proposal to the full Council with the recommendation that it do pass.

Councillor Frick said that he voted against the proposal in Committee because he believes there is a private market in driving ranges and he does not think City money needs to be spent.

Councillor Nytes said that the First Tee program is a strong character building program and is available in places where kids do not have many opportunities. She added that it is also an excellent re-use of an illegal dumping ground.

Joseph Wynns, Parks Department director, said that these are not tax dollars, but are dollars generated from golfers that use the golf courses. He said that they are self-supporting programs funded by golf proceeds.

Councillor Gray said that the First Tee program is also sponsored by the Professional Golfers Association (PGA), a national organization, from which some funds will come.

President Borst called for public testimony at 8:25 p.m.

Mr. Moldthan said that tax increment financing (TIF) dollars are tax dollars and this is just another burden on taxpayers.

There being no further testimony, Councillor Massie moved, seconded by Councillor Douglas, for adoption. Proposal No. 327, 2003 was adopted on the following roll call vote; viz:

20 YEAS: Bainbridge, Borst, Boyd, Conley, Coughenour, Douglas, Dowden, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Short, Soards, Talley
4 NAYS: Coonrod, Frick, Schneider, Smith
3 NOT VOTING: Black, Bradford, Tilford
2 ABSENT: Brents, Cockrum

Proposal No. 327, 2003 was retitled FISCAL ORDINANCE NO. 82, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 82, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 99, 2002) appropriating an additional Four Hundred Thousand Dollars (\$400,000) in the Park General Fund for purposes of the Department of Parks and Recreation and reducing the unappropriated and unencumbered balance in the Park General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (l) of the City-County Annual Budget for 2003 be, and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Parks and Recreation to construct the driving range, practice area, and three-hole short course for the Indianapolis First Tee Junior Golf Facility, as well as test and remove contaminated soil from the Whispering Hills, Pleasant Run and Sara Shank golf courses, financed by fund balance.

SECTION 2. The sum of Four Hundred Thousand Dollars (\$400,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>DEPARTMENT OF PARKS AND RECREATION</u>	<u>PARK GENERAL FUND</u>
3. Other Services and Charges	100,000
4. Capital Outlay	<u>300,000</u>
TOTAL INCREASE	400,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>PARK GENERAL FUND</u>
Unappropriated and Unencumbered	
Park General Fund	<u>400,000</u>
TOTAL REDUCTION	400,000

SECTION 5. The projected December 31, 2003, fund balance for the Park General Fund is as follows:

Cash balance as of May 31, 2003	11,933,745
Estimated revenues June through December, 2003	<u>24,306,564</u>
Projected funds available	36,240,309
2003 remaining appropriations, including all encumbrances	34,561,133
Proposed additional appropriation (Proposal No. 327, 2003)	<u>400,000</u>
Total Requirements	34,961,133
Projected fund balance December 31, 2003	1,279,175

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 329-331 and 333-335, 2003 on June 25, 2003. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 329, 2003. The proposal, sponsored by Councillor Smith, approves an increase of \$7,223 in the 2003 Budget of the Marion Superior Court, Juvenile Division (State and Federal Grants Fund) to continue the Teen Court Program, funded by a grant from the Indiana Criminal Justice Institute. PROPOSAL NO. 330, 2003. The proposal, sponsored by Councillors Smith and Soards, approves an increase of \$50,000 in the 2003 Budgets of the Marion Superior Court and the County Auditor (State and Federal Grants Fund) to provide funds for the continuation of the Indiana Fathers & Families projects, funded by a state grant (Indiana Family & Social

Services Administration). PROPOSAL NO. 331, 2003. The proposal, sponsored by Councillor Smith, approves an increase of \$25,000 in the 2003 Budget of the Marion Superior Court, Juvenile Division (State and Federal Grants Fund) to appropriate the Guardian Ad Litem/Court Appointed Special Advocate grant for children at risk. PROPOSAL NO. 333, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$749,927 in the 2003 Budgets of Community Corrections and the County Auditor (Home Detention User Fee Fund) to fund personnel, home detention equipment, and supplies for the first six months of fiscal year 2003-2004, financed by fund balances. PROPOSAL NO. 334, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$2,935,128 in the 2003 Budget of Community Corrections and the County Auditor (State and Federal Grants Fund) to appropriate the annual Department of Corrections Grant for fiscal year 2003-2004. PROPOSAL NO. 335, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$218,070 in the 2003 Budgets of Community Corrections and the County Auditor (State and Federal Grants Fund) to fund a Juvenile Court Intensive Probation Services Program for fiscal year 2003-2004, funded by a state grant (Department of Correction). By 8-0 votes, the Committee reported the proposals to the full Council with the recommendation that they do pass.

President Borst called for public testimony at 8:32 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Smith, for adoption. Proposal Nos. 329, 330, 331, 333, 334, and 335, 2003 were adopted on the following roll call vote; viz:

22 YEAS: Bainbridge, Borst, Boyd, Bradford, Conley, Coughenour, Douglas, Dowden, Frick, Gibson, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Sanders, Schneider, Short, Smith, Soards, Tilford

0 NAYS:

5 NOT VOTING: Black, Coonrod, Gray, Nytes, Talley

2 ABSENT: Brents, Cockrum

Proposal No. 329, 2003 was retitled FISCAL ORDINANCE NO. 83, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 83, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Seven Thousand Two Hundred Twenty -three Dollars (\$7,223) in the State and Federal Grants Fund for purposes of the Marion Superior Court, Juvenile Division, and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(j) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for the purpose of appropriating funding for the continuation of the Teen Court Program.

SECTION 2. The sum of Seven Thousand Two Hundred Twenty -three Dollars (\$7,223) is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION SUPERIOR COURT, JUVENILE DIVISION</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
3. Other Services and Charges	<u>7,223</u>
TOTAL INCREASE	<u>7,223</u>

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>7,223</u>
TOTAL REDUCTION	7,223

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 330, 2003 was retitled FISCAL ORDINANCE NO. 84, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 84, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Fifty Thousand Dollars (\$50,000) in the State and Federal Grants Fund for purposes of the Marion Superior Court and County Auditor and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(j) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for the purpose of appropriating funding for the continuation of the Indiana Fathers & Families projects.

SECTION 2. The sum of Fifty Thousand Dollars (\$50,000) is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

	<u>STATE AND FEDERAL GRANTS FUND</u>
<u>COUNTY AUDITOR</u>	
1. Personal Services - fringes	9,103
<u>MARION SUPERIOR COURT</u>	
1. Personal Services	36,414
2. Supplies	1,600
3. Other Services and Charges	<u>2,883</u>
TOTAL INCREASE	50,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>50,000</u>
TOTAL REDUCTION	50,000

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 331, 2003 was retitled FISCAL ORDINANCE NO. 85, 2003, and reads as follows:

July 21, 2003

CITY-COUNTY FISCAL ORDINANCE NO. 85, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Twenty-five Thousand Dollars (\$25,000) in the State and Federal Grants Fund for purposes of the Marion Superior Court, Juvenile Division, and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(j) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for the purposes of the Marion Superior Court, Juvenile Division to appropriate the Guardian Ad Litem/Court Appointed Special Advocate grant for children at risk.

SECTION 2. The sum of Twenty-five Thousand Dollars (\$25,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION SUPERIOR COURT, JUVENILE DIVISION</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
3. Other Services and Charges	<u>25,000</u>
TOTAL INCREASE	25,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>25,000</u>
TOTAL REDUCTION	25,000

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 333, 2003 was retitled FISCAL ORDINANCE NO. 86, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 86, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Seven Hundred Forty-nine Thousand Nine Hundred Twenty-seven Dollars (\$749,927) in the Home Detention User Fee Fund for purposes of Community Corrections and the County Auditor and reducing the unappropriated and unencumbered balance in the Home Detention User Fee Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(g) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of Community Corrections and County Auditor to fund the first six months of fiscal year 2003-2004. This appropriation will fund positions, Home Detention equipment and supplies.

SECTION 2. The sum of Seven Hundred Forty-nine Thousand Nine Hundred Twenty-seven Dollars (\$749,927) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>HOME DETENTION USER FEE FUND</u>
1. Personal Services	103,709
<u>COMMUNITY CORRECTIONS</u>	
1. Personal Services	349,710
2. Supplies	18,000
3. Other Services and Charges	225,008
4. Capital Outlay	<u>53,500</u>
TOTAL INCREASE	749,927

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>HOME DETENTION USER FEE FUND</u>
Unappropriated and Unencumbered	
Home Detention User Fee Fund	<u>749,927</u>
TOTAL REDUCTION	749,927

SECTION 5. The projected December 31, 2003, fund balance for the Home Detention User Fee Fund is as follows:

Current cash balance (May 31, 2003)	825,535
Anticipated additional revenue through December 31, 2003	<u>969,072</u>
Projected funds available	1,794,607
Remaining appropriations and encumbrances	295,073
Proposed additional appropriation (Proposal No. 302, 2003)	25,410
Proposed additional appropriation (Proposal No. 303, 2003)	28,000
Proposed additional appropriation (Proposal No. 333, 2003)	<u>749,927</u>
Funds required	1,098,410
Projected fund balance December 31, 2003	696,179

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 334, 2003 was retitled FISCAL ORDINANCE NO. 87, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 87, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Two Million Nine Hundred Thirty-five Thousand One Hundred Twenty-eight Dollars (\$2,935,128) in the State and Federal Grants Fund for purposes of Community Corrections and the County Auditor and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(g) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of Community Corrections and the County Auditor to appropriate the annual Department of Corrections Grant for fiscal year 2003-2004.

SECTION 2. The sum of Two Million Nine Hundred Thirty-five Thousand One Hundred Twenty-eight Dollars (\$2,935,128) be, and the same is hereby, appropriated the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services - fringes	204,660

COMMUNITY CORRECTIONS

1. Personal Services	696,155
2. Supplies	22,661
3. Other Services and Charges	1,949,610
4. Capital Outlay	<u>62,042</u>
TOTAL INCREASE	2,935,128

SECTION 4. The said additional appropriation is funded by the following reductions:

STATE AND FEDERAL GRANTS FUND

Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>2,935,128</u>
TOTAL REDUCTION	2,935,128

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 335, 2003 was retitled FISCAL ORDINANCE NO. 88, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 88, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Two Hundred Eighteen Thousand Seventy Dollars (\$218,070) in the State and Federal Grants Fund for purposes of Community Corrections and the County Auditor and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(g) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of Community Corrections and the County Auditor to fund a Juvenile Court Intensive Probation Services Program for fiscal year 2003-2004.

SECTION 2. The sum of Two Hundred Eighteen Thousand Seventy Dollars (\$218,070) be, and the same is hereby, appropriated the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

COUNTY AUDITOR

1. Personal Services	41,566
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STATE AND FEDERAL GRANTS FUND

COMMUNITY CORRECTIONS

1. Personal Services	166,268
3. Other Services and Charges	<u>10,236</u>
TOTAL INCREASE	218,070

SECTION 4. The said additional appropriation is funded by the following reductions:

STATE AND FEDERAL GRANTS FUND

Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>218,070</u>
TOTAL REDUCTION	218,070

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or

project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - UNFINISHED BUSINESS

PROPOSAL NO. 353, 2003. The proposal, sponsored by Councillors Frick, Bainbridge, Cockrum, Dowden, Langsford, Massie, McWhirter, and Smith, congratulates the Marion County Township Assessors, Treasurer, and Auditor for their prompt action in saving Indianapolis taxpayers \$9-12 million from state government miscalculations. Councillor Frick reported that the proposal failed by a 14-14 vote by the full Council on June 24, 2003. He said that, as lead sponsor, he would prefer that the proposal be stricken. Councillor Frick moved, seconded by Councillor Talley, to strike. Proposal No. 353, 2003 was stricken by a unanimous voice vote.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 324, 2003. Councillor McWhirter reported that the Administration and Finance Committee heard Proposal No. 324, 2003 on July 1, 2003. The proposal, sponsored by Councillors Dowden, Moriarty Adams, and Talley, determines the need to lease approximately 1,584 square feet of office space at 4150 North Keystone Avenue for the Indianapolis Police Department. By a 7-0 vote, the Committee reported the proposal to the full Council with the recommendation that it do pass.

Councillor Bradford asked if all of the officers are moving from this building. Councillor Short said that this new lease is only for 1,600 square feet and therefore must just be additional space. Councillor Nytes said that the North District is very crowded and she believes this lease is to move just a small section of officers. Councillor McWhirter said that according to the minutes, this is an alternative space for community policing. Robert Elrod, General Counsel, said that the preliminary information received on the proposal indicates that the lease is to house some of the district detectives.

Councillor McWhirter moved, seconded by Councillor Coughenour, for adoption. Proposal No. 324, 2003 was adopted by the following roll call vote; viz:

24 YEAS: Bainbridge, Borst, Boyd, Bradford, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Tilford

0 NAYS:

3 NOT VOTING: Black, Gray, Talley

2 ABSENT: Brents, Cockrum

Proposal No. 324, 2003 was retitled SPECIAL RESOLUTION NO. 45, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 45, 2003

PROPOSAL FOR A SPECIAL RESOLUTION determining the need to lease approximately 1,584 square feet of office space at 4150 North Keystone Avenue, Indianapolis, Indiana, for the use of the office of the Indianapolis Police Department.

**BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. The City-County Council, pursuant to IC 36-1-10-7, has investigated the conditions requiring the subject lease and hereby determines the lease of office space for the use of the Indianapolis Police Department, is necessary.

SECTION 2. The property to be leased is located at 4150 North Keystone Avenue, Indianapolis, Indiana. Such property is owned by Mainscape, LLC, which in turn is owned by David Mazanowski and Sygmund Mazanowski.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 328 and 332, 2003 on June 25, 2003. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 328, 2003. The proposal, sponsored by Councillor McWhirter, approves a transfer of \$6,063 in the 2003 Budget of the County Prosecutor and the County Auditor (State and Federal Grants Fund) to transfer surplus funds in salaries to cover deficit in fringes in the Victim Assistance Grant. PROPOSAL NO. 332, 2003. The proposal, sponsored by Councillor Smith, approves a transfer of \$2,814 in the 2003 Budgets of the Marion Superior Court and the County Auditor (State and Federal Grants Fund) to transfer surplus fringes to personal services in the Adult Drug Treatment Court Grant. By unanimous votes, the Committee reported the proposals to the full Council with the recommendation that they do pass. Councillor Dowden moved, seconded by Councillor Smith, for adoption. Proposal Nos. 328 and 332, 2003 were adopted by the following roll call vote; viz:

23 YEAS: Bainbridge, Borst, Boyd, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Tilford

0 NAYS:

4 NOT VOTING: Black, Bradford, Gray, Talley

2 ABSENT: Brents, Cockrum

Proposal No. 328, 2003 was retitled FISCAL ORDINANCE NO. 89, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 89, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No.97, 2002) transferring and appropriating an additional Six Thousand Sixty-three Dollars (\$6,063) in the State and Federal Grants Fund for purposes of the County Prosecutor and County Auditor and reducing certain other appropriations from the County Prosecutor.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(c) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Prosecutor and the County Auditor to transfer surplus funds in salaries to cover deficit in fringes in the Victim Assistance Grant.

SECTION 2. The sum of Six Thousand Sixty-three Dollars (\$6,063) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

COUNTY AUDITOR

1. Personal Services - fringes
TOTAL INCREASE

STATE AND FEDERAL GRANTS FUND

6,063
6,063

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>MARION COUNTY PROSECUTOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services	<u>6,063</u>
TOTAL DECREASE	6,063

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 332, 2003 was retitled FISCAL ORDINANCE NO. 90, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 90, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No.97, 2002) transferring and appropriating an additional Two Thousand Eight Hundred Fourteen Dollars (\$2,814) in the State and Federal Grants Fund for purposes of the Marion Superior Court and County Auditor and reducing certain other appropriations from that agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(j) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion Superior Court to transfer surplus fringes to personal services in the Adult Drug Treatment Court Grant.

SECTION 2. The sum of Two Thousand Eight Hundred Fourteen Dollars (\$2,814)be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>MARION SUPERIOR COURT</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services	<u>2,814</u>
TOTAL INCREASE	2,814

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>COUNTY AUDITOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services - fringes	<u>2,814</u>
TOTAL DECREASE	2,814

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 337, 2003. Councillor Bainbridge reported that the Public Works Committee heard Proposal No. 337, 2003 on July 10, 2003. The proposal, sponsored by Councillors Bainbridge and Moriarty Adams, allows household hazardous waste generated in Johnson County to be collected and disposed of by the City's Tox Drop Program in exchange for a fee paid by Johnson County. By a 6-0 vote, the Committee reported the proposal to the full Council with the recommendation that it do pass.

Councillor Boyd asked if this proposal has any impact on the long-range capacity of Indianapolis' system. Councillor Coughenour said that the waste will not be disposed of in Marion County, and therefore it will not.

Councillor Bainbridge moved, seconded by Councillor Coughenour, for adoption. Proposal No. 337, 2003 was adopted by the following roll call vote; viz:

20 YEAS: Bainbridge, Borst, Boyd, Conley, Coughenour, Douglas, Dowden, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Short, Smith, Tilford
4 NAYS: Coonrod, Frick, Schneider, Soards
3 NOT VOTING: Black, Bradford, Talley
2 ABSENT: Brents, Cockrum

Proposal No. 337, 2003 was retitled SPECIAL RESOLUTION NO. 46, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 46, 2003

PROPOSAL FOR A SPECIAL RESOLUTION authorizing the Department of Public Works, Office of Environmental Services to enter into an interlocal agreement with Johnson County for the collection and disposal of household hazardous wastes generated in Johnson County.

WHEREAS, IC 36-1-2-6 defines the City-County Council of Indianapolis, Marion County, Indiana as the fiscal body for the Consolidated City of Indianapolis, Marion County; and

WHEREAS, IC 36-1-7-2 allows the Consolidated City to enter into interlocal agreements by ordinance or resolution; and

WHEREAS, IC 36-1-7-4 allows this agreement to be entered into without the approval of the attorney general if approved by the fiscal body; now therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council hereby authorizes the Department of Public Works to enter into an interlocal agreement where the City, for a fee, will accept and dispose of household hazardous waste from Johnson County.

SECTION 2. The Office of Environmental Services intends to carry out all the specific activities listed in the agreement, a copy of which has been attached.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Bainbridge reported that the Public Works Committee heard Proposal Nos. 338-348, 2003 on July 10, 2003. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 338, 2003. The proposal, sponsored by Councillor McWhirter, authorizes a multi-way stop at Furman Avenue and Lockerbie Drive (District 18). PROPOSAL NO. 339, 2003. The proposal, sponsored by Councillor McWhirter, authorizes a multi-way stop at 13th Street and Glen Arm Road (District 18). PROPOSAL NO. 340, 2003. The proposal, sponsored by Councillor Short, authorizes a multi-way stop at Orange Street and Spruce Street (District 21). PROPOSAL NO. 341, 2003. The proposal, sponsored by Councillor Short, authorizes a multi-way stop at Minnesota Street and Orleans Street (District 21). PROPOSAL NO. 342, 2003. The proposal, sponsored by Councillor Dowden, authorizes a multi-way stop at Pinecreek Drive and Ridgescreek Drive (District 4). PROPOSAL NO. 343, 2003. The proposal, sponsored by Councillor Cockrum, authorizes an increase in the speed limit from 35 mph to 40 mph for Decatur Boulevard from Ameriplex Parkway to Kollman Road (District 19). PROPOSAL NO. 344, 2003. The proposal, sponsored by Councillor Nytes, authorizes a one-way restriction on 10th Street from Delaware Street to Alabama Street (District 22). PROPOSAL NO. 345, 2003. The proposal, sponsored by Councillor Brents, authorizes parking restrictions on Lexington Avenue from Virginia Avenue to Park Avenue (District 16). PROPOSAL NO. 346, 2003. The proposal, sponsored by Councillors Brents and Nytes, authorizes parking restrictions on

Muskingum Street from Walnut Street to 10th Street (Districts 16, 22). PROPOSAL NO. 347, 2003. The proposal, sponsored by Councillors Boyd and Talley, authorizes parking restrictions on Manor Court from 36th Street to the Dead End (Districts 11, 14). PROPOSAL NO. 348, 2003. The proposal, sponsored by Councillor Black, authorizes special parking restrictions on College Avenue near 42nd Street (District 6). By 6-0 votes, the Committee reported the proposals to the full Council with the recommendation that they do pass. Councillor Bainbridge moved, seconded by Councillor Nytes, for adoption. Proposal Nos. 338-348, 2003 were adopted by the following roll call vote; viz:

20 YEAS: Bainbridge, Borst, Boyd, Bradford, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Horseman, Knox, Langsford, Massie, McWhirter, Nytes, Sanders, Schneider, Short, Tilford

0 NAYS:

7 NOT VOTING: Black, Gibson, Gray, Moriarty Adams, Smith, Soards, Talley

2 ABSENT: Brents, Cockrum

Proposal No. 338, 2003 was retitled GENERAL ORDINANCE NO. 51, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 51, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
22	Furman Av Lockerbie Dr	Lockerbie Dr	Stop

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
22	Furman Av Lockerbie Dr	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 339, 2003 was retitled GENERAL ORDINANCE NO. 61, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 61, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

July 21, 2003

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
23	13 th St Glen Arm Rd	Glen Arm Rd	Stop

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
23	13 th St Glen Arm Rd	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 340, 2003 was retitled GENERAL ORDINANCE NO. 52, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 52, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
32	Orange St Spruce St	Orange St	Stop

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
32	Orange St Spruce St	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 341, 2003 was retitled GENERAL ORDINANCE NO. 53, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 53, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
32	Minnesota St Orleans St	Minnesota St	Stop

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
32	Minnesota St Orleans St	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 342, 2003 was retitled GENERAL ORDINANCE NO. 54, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 54, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
6	Pinecreek Dr Ridgecreek Dr	Pinecreek Dr	Stop

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
6	Pinecreek Dr Ridgecreek Dr	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 343, 2003 was retitled GENERAL ORDINANCE NO. 55, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 55, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-323, Alteration of prima facie speed limits.

July 21, 2003

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-323, Alteration of prima facie speed limits, be and the same is hereby amended by the deletion of the following, to wit:

35 MPH

Decatur Boulevard, from Heathrow Way to Thompson Road

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-323, Alteration of prima facie speed limits, be and the same is hereby amended by the addition of the following, to wit:

40 MPH

Decatur Boulevard, from Heathrow Way to Thompson Road

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 344, 2003 was retitled GENERAL ORDINANCE NO. 56, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 56, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-342, One-way streets and alleys designated.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-342, One-way streets and alleys designated, be and the same is hereby amended by the deletion of the following, to wit:

WESTBOUND

10th Street, from Alabama Street to Central Avenue

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-342, One-way streets and alleys designated, be and the same is hereby amended by the addition of the following, to wit:

WESTBOUND

10th Street, from Delaware Street to Central Avenue

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 345, 2003 was retitled GENERAL ORDINANCE NO. 57, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 57, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 621-124, Parking prohibited during specified hours on certain days.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-124, Parking prohibited during specified hours on certain days, be and the same is hereby amended by the addition of the following, to wit:

ON ANY DAY EXCEPT
SATURDAYS, SUNDAYS, AND HOLIDAYS
from 7:00 a.m. to 4:00 p.m.

Lexington Avenue, on both sides, from Virginia Avenue to Park Avenue

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 346, 2003 was retitled GENERAL ORDINANCE NO. 58, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 58, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 621-122, Stopping, standing or parking prohibited at all times on certain designated streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-122, Stopping, standing or parking prohibited at all times on certain designated streets, be and the same is hereby amended by the addition of the following, to wit:

Muskingum Street, on both sides, from Walnut Street to 10th Street

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 347, 2003 was retitled GENERAL ORDINANCE NO. 59, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 59, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 621-121, Parking prohibited at all times on certain streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-121, Parking prohibited at all times on certain streets, be and the same is hereby amended by the addition of the following, to wit:

Manor Court, on the east side, from 36th Street to Dead End

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 348, 2003 was retitled GENERAL ORDINANCE NO. 60, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 60, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 621-120, Special parking privileges for certain persons or vehicles in certain locations.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-120, Special parking privileges for certain persons or vehicles in certain locations, be and the same is hereby amended by the addition of the following, to wit:

(a) Notwithstanding any prohibitions or restrictions elsewhere in this chapter upon parking or temporary stops applicable to the general public, the following persons or vehicles are hereby granted the special parking privileges set out in this section, at and within the locations designated:

- (12) Any vehicles so authorized by the Department of Public Safety may park at any time at the following locations:

College Avenue, on the east side, from 42nd Street to a point 130 feet north of 42nd Street

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

NEW BUSINESS

Councillor Short stated that the Smoking Ordinance working group has met again and has ironed out some compromised language. He said that the next step is for that language to go to Mr. Elrod for drafting. He said that although the Rules and Public Policy Committee meeting scheduled tomorrow was cancelled, they are moving forward on the issue.

Councillor Short said that Proposal No. 404, 2003 that was introduced this evening re-instituting the Marion County Board of Tax Adjustment is usually an issue that comes before the Rules and Public Policy Committee. He asked if there is any particular reason this proposal is going to the Economic Development Committee. President Borst said that he is responsible for assigning proposals to Committees and he just feels that Committee is the best fit for such an issue.

ANNOUNCEMENTS AND ADJOURNMENT

The President said that the docketed agenda for this meeting of the Council having been completed, the Chair would entertain motions for adjournment.

Councillor Boyd stated that he had been asked to offer the following motion for adjournment by:

- (1) Councillor Moriarty Adams in memory of William (Bill) Anderson; and
- (2) Councillors Moriarty Adams and Langsford in memory of Mary Lenehan; and
- (3) Councillor Talley in memory of Rodney Jordan and Gladys Washington; and
- (4) Councillor Horseman in memory of C.D. Kenneth Hicks; and
- (5) Councillors Gray and Langsford in memory of Chester A. Hayden; and
- (6) Councillor Langsford in memory of Paul Schakel; and
- (7) Councillor Black in memory of Robert LaRue Carter.

Councillor Boyd moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of William (Bill) Anderson, Mary Lenehan, Rodney Jordan, Gladys Washington, C.D. Kenneth Hicks, Chester A. Hayden, Paul Schakel, and Robert LaRue Carter. He respectfully asked the support of fellow Councillors. He further requested that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the families advising of this action.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 8:48 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 21st day of July, 2003.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

A handwritten signature in black ink, appearing to read "Philip C. Bobbitt".

President

ATTEST:

A handwritten signature in black ink, appearing to read "A. J. Hart".

Clerk of the Council

(SEAL)

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, AUGUST 4, 2003**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:02 p.m. on Monday, August 4, 2003, with President Borst presiding.

President Borst led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

President Borst instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

27 PRESENT: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Frick, Gibson, Gray, Horseman, Knox, Massie, McWhirter, Moriarty, Adams, Nyles, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford
2 ABSENT: Dowden, Langsford

A quorum of twenty-seven members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Bradford introduced his wife Lynn and recognized Jack Miller of Hoosier Environmental Partners, union employees of Indianapolis Waterworks, and residents of the Meridian-Kessler, Forest Hills, Broad Ripple Village, Butler-Tarkington, and Garfield Park neighborhoods. Councillor Talley recognized State Representative Mae Dickinson. Councillor Gray recognized Jesse and Cordelia Lewis Burke of the Crown Hill Neighborhood Association. Councillor Black introduced Caroline Farrar, executive director of the Meridian-Kessler Neighborhood Association. Councillor Douglas recognized Charlotte Scott, City-County Council candidate. Councillor Horseman recognized City-County Council candidates Angie Mansfield, Greg Bowes, and Patrice Abdullah. Councillor Massie recognized long-time neighborhood activist and unofficial Garfield Park mayor, Margie Nackenhorst. Councillor Gray recognized Pike Township Trustee Lula Patton and her sister Carol. Councillor Conley wished his wife

Judy, who is still at home recuperating from surgery, a happy birthday tomorrow. Councillor Sanders recognized City-County Council candidate Mike Edmondson. Councillor Massie introduced City-County Council candidate Mike Speedy. Councillor Frick recognized mayoral candidate and County Treasurer, Greg Jordan. President Borst stated that it is good to have Councillor Cockrum back from surgery and doing well.

OFFICIAL COMMUNICATIONS

President Borst called for the reading of Official Communications. He recognized Mayor Bart Peterson and asked him to present his communication regarding the 2003 budget. Mayor Peterson introduced his wife Amy and her sister Cindy. He recognized the hard work of Katherine Davis, City Controller, and her staff and all of the Department Heads in making this budget possible. He then delivered the following address:

I suspect none of us sought the privilege of serving in our offices solely to manage local government budgets. We don't put in long hours merely to maintain the status quo in Indianapolis. We believe that local government, in partnership with businesses, neighborhood associations, service organizations and others, can be a force for making our city a better place and improving the lives of the people we serve.

This year, as in the past, we have tried to be just that. Since I proposed my last budget, our economic development team has had many successes. The NNC Group, a business serving nine of the world's ten largest pharmaceutical companies, is consolidating operations from St. Louis to expand its corporate headquarters in Indianapolis, creating more than 270 local high-paying jobs. Life sciences giant Roche Diagnostics has committed to a \$132 million expansion that will add 600 new jobs. Stanley Access Technologies is planning a \$5 million expansion, establishing a new divisional headquarters, and retaining 546 local jobs. Norwood Promotional Products is moving its international headquarters to Indianapolis from Austin, Texas, bringing in 80 top-level jobs. AIT Laboratories, a national leader in analytical pharmacology and toxicology, is investing \$5 million, retaining 40 jobs and creating 75 new jobs at a new corporate headquarters and toxicology laboratory on the west side of Indianapolis. And Finish Line, one of our homegrown companies, broke ground on a \$20 million eastside corporate headquarters and distribution center expansion project in June, which will add 90 new jobs and retain 461 jobs.

New jobs, new corporate headquarters, new investment, all coming in a very tough economy. In fact, our unemployment rate, which has risen with the national economic downturn of the last three years, has just dropped below 5% for the first time since late in 2001. It is more than a percent below the national unemployment rate.

We've broken ground on two critical components of the new midfield terminal project at the airport – the relocation of Interstate 70 and the airport tower. Soon, we will unveil the design for the new terminal building, which will accommodate more passenger volume, improve services to business and leisure travelers, shorten taxi times, and serve as a national model for modern airport security. The new terminal building, funded by negotiated airline charges, will not impact the City's budget. Through three orange alerts issued by the Department of Homeland Security, our public safety personnel – police officers, firefighters, emergency management specialists – have prepared us for the unlikely event of a terrorist attack. The threat level was raised during the first and second rounds of the NCAA Men's Basketball Tournament in the RCA Dome and at the time of the Indianapolis 500, both events that drew tens of thousands of visitors to our city.

Three weeks ago, 300,000 visitors came downtown for Indiana Black Expo's Summer Celebration, the premier event of its kind in the country. The men and women of the Indianapolis Police Department stepped up, working to ensure our residents and out of town visitors had a great experience and a good feeling about our city. They gave directions, kept pedestrian and vehicle traffic moving safely, and helped create an atmosphere of respect.

From devastating tornadoes almost a year ago, to one of the snowiest winters on record, to one of the most difficult pothole seasons in memory, to rains and floods that nearly crippled some of our neighborhoods last month, the men and women of the Department of Public Works are the frontline

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warriors in keeping our city going, come what may. A plague of locusts may be the only thing they didn't have to handle this past year!

When the Indiana Department of Transportation announced it was closing the I65/I70 connector downtown, the Department of Public Works prepared city streets for the increased traffic load, the Indianapolis Police Department helped lead a coordinated education effort for local drivers, and the Mayor's Action Center expanded its hours to meet the needs of commuting citizens. By any standard, Hyperfix was a success.

Over at Indianapolis Animal Care and Control, our staff has been working feverishly to link abandoned pets to new owners. From community outreach activities like Microchip Day, to online donations, to partnerships with local businesses and schools, Animal Care and Control is leading the way to control pet overpopulation and to encourage a more humane treatment of animals in our city.

And two weeks ago, when a car crashed through a chain link fence and plunged into four feet of water at the swimming pool at Gustafson Park, six of our Indy Parks lifeguards leapt to action, keeping swimmers safe while rescuing the car's passengers from the water.

All these things have been done without asking for any more money from our taxpayers. I am so proud of the people who work for the City of Indianapolis. Please join me in giving our city employees a hand!

This is my fourth year to stand before you and offer a city budget proposal. It is, in many ways, the most difficult one yet. My budgets have always reflected my strong belief in delivering services in the most efficient way possible and looking for ways to reduce the cost of government. The state of the national economy, while showing some signs of recovery, continues to suggest particular caution with government spending. But the property tax crisis so many of our homeowners face makes this a truly unique budget year.

We have been careful and prudent in our spending in the last three and a half years, yet we have made tremendous advancements. We shored up public safety, giving our police officers, firefighters and emergency management personnel the tools they need to better protect our community. We beefed up code enforcement in our neighborhoods, making tangible improvements in neighborhood livability. We invested in our parks, adding more parkland and programs for everyone to enjoy. And we increased funding for the arts, a vital component of our strategies for economic development, quality of life, and education.

We have done these things – and more – in a fiscally conservative way. In fact, the people of Indianapolis and Marion County have seen the city government share of their property tax bill shrink from 1999 to 2003.

But even more is required of us in these tough times. Indianapolis is not alone in dealing with the challenges of an economic downturn that has hit nearly every city in this country hard. But we face an additional challenge. We have homeowners in our city who are reeling from higher property taxes resulting from the recent reassessment.

The reassessment was prompted by an Indiana Supreme Court ruling in 1998, which found our state's property tax system to be unconstitutional. Assessors were required to start assessing property – homes and businesses – based on market value. The impact has been felt most acutely by owners of older homes. Many fear losing their home or having to move out of their neighborhoods.

We have reached out to assist those homeowners. I created the position of Taxpayer Advocate – which helps Indianapolis homeowners understand their rights under the law and educates them about the property tax process – and used already budgeted dollars to hire Amy Corsaro to take on this great responsibility.

Amy – assisted by local lawyers we recruited to donate their time – has had a busy month. In early July, volunteer lawyers staffed a help line for those affected by the reassessment. Throughout the past month, Amy and other lawyers working with her have helped 400 people with their property tax questions. Also, Amy has been out in our neighborhoods, holding one-on-one meetings with

taxpayers, working in conjunction with township assessors. As a reminder, Amy Corsaro can be reached by contacting the Mayor's Action Center at 327-4MAC, that's 327-4622.

I also asked the Indianapolis Neighborhood Housing Partnership to help. They've responded with a terrific program called "Preserving the American Dream," which gives qualifying homeowners the opportunity to utilize historically low interest rates to relieve the pressures of property tax bills and to get needed home repairs done at the same time. INHP is doing wonderful job, and I applaud them for stepping up to the plate to help homeowners in our community who are hurting.

But city government must also lead by example in providing relief to our taxpayers. In these tough times, we will respond to changed circumstances and still deliver quality and effective services by aggressively cutting our budget and reducing spending.

I am proposing to reduce the 2004 city budget by \$20.9 million. That includes \$12.2 million in spending cuts and the elimination of the \$8.7 million in Public Mass Transit Funds which you may have read about in the news recently. \$12.2 million represents a 5.6% cut in non-public safety spending, and an overall cut of 2.24%. And, I have already ordered city government to reduce its spending by at least 6.5% for the current budget year.

I am proposing a salary freeze for non-union city employees which will affect more than 1,200 people. There will be a two-percent pay cut for me, my senior staff and department directors. I'm proposing to eliminate at least 20 positions citywide, two of which are in my office.

Every city department is cutting back on new computers, supplies, vehicles, equipment, tools, office furniture, outside contracts, and fuel.

Our city departments are able to do this without compromising essential services because of flexibility, determination, and creativity. They will be doing more with less. The Department of Metropolitan Development is cutting its budget even while providing maintenance on new city-owned properties like the Keystone Enterprise Park and Central State Hospital. Indy Parks will still open nine new facilities including new trails and greenways – thanks in part to a generous grant for capital projects from the Lilly Endowment – without increasing staff. Public Works is reducing 11 positions without layoffs, realigning its workforce to run leaner.

Together, over four city budgets, we have held the annual growth in property tax levies to an average of three tenths of one percent per year. This compares to 3% annual growth in city property tax levies in the five preceding years. The 2004 budget proposal cuts the city's reliance on property taxes by \$2.5 million.

Austerity measures are more than just cuts. Austerity measures force us to temporarily hold off on some of the things we would dearly like to have. For example, I am not proposing funding increases for code enforcement or the arts. We will have to make progress in these areas without more funding. We will continue to make progress in these areas with a leaner budget.

Just think: three and a half years ago, Lynn's Lingerie had two strip clubs masquerading as neighborhood clothing retailers; Citizen's Lodge was the Indianapolis Police Department's number one criminal hotspot; and our code inspectors spent considerable time filing paperwork and reports. Today, Lynn's Lingerie is out of business; Citizen's Lodge has been leveled; and our inspectors have better technology that allows them more time to rid our neighborhoods of serial code violators. We've come a long way! We're going to keep it up – we will just do more with no additional funding.

Arts funding means a lot to me. I believe in the power the arts have to transform lives. It is a source of pride to me that we have worked together to nearly double city support of our arts organizations. However, at a time when city employees will not be getting pay raises, I could not in good conscience ask for an increase in arts funding.

Public safety is an area in which we will keep a close eye on spending and continue to be efficient, but we will see a relatively small increase from last year's budget. Public safety was, is, and will always be my top priority in city government.

I will, in spite of all these measures, allow no compromise in essential city services. Streets will be paved, sewers maintained, and sidewalks replaced. Neighborhood services, such as community development and affordable housing initiatives, code enforcement and parks programs, will go on. Nuts and bolts services, for which we pay property taxes in the first place – such as snow removal and trash pickup – will be unaffected.

We will do more with less. I deeply regret that many of those from whom we will ask more will not receive any more pay in 2004. This will be a priority to fix when city finances allow.

The city's 2004 budget proposal is austere. It is stark and it is straightforward. Reducing spending in 2003 and 2004 has not been an easy task. The responsibility to do so comes with the office to which I am elected. And it falls upon you as well. I look forward to working with you in a bipartisan fashion in the upcoming weeks for the benefit of the people we all serve. Thank you.

President Borst recognized Martha Womacks, County Auditor, and asked her to present her budget communication. Ms. Womacks recognized Deputy Auditor Dan Jones and Budget Manager Cindy Mowery and the rest of her staff. She then delivered the following remarks:

Mayor Peterson, Mr. President, Members of the City-County Council, and Citizens of Marion County:

It seems as though every year gets more and more difficult to find a way to fund county government. Because of our public safety needs, all agencies in county government must contribute. Before I explain more about the budget and how it will be funded, I would like to point out some positives that are occurring in Marion County.

The Arrestee Processing Center is scheduled to begin operations later this month. This center was established on the principle that everyone taken into custody by the law enforcement community and processed for the Superior Court System and the Marion County Jail will be managed in an efficient manner within a secure and healthy environment. It is expected that timely, informed decisions will be made with regard to the conditions by which arrestees may be released. The opening of the center is the culmination of the efforts of many county, city and Building Authority officials. It will be staffed by employees of the Indianapolis Police Department, Marion County Sheriff's Department, Superior Court including judicial probation, Prosecutor, Public Defender, Clerk and the Justice Agency. I am hopeful that this center will have a positive effect on our jail population by processing those who have been arrested in a more expedient way and meet the requirements ordered by Judge Sarah Evans Barker.

I know the term "Reassessment" is now considered an expletive by many in Marion County. However, I would like to publicly commend the programmers with ACS and the staff of ISA who saw to it that extensive changes were made to our antiquated property system in order to meet the statutory changes necessary for the implementation of HB1001 as well as other changes. Meetings of pertinent staff kept everyone focused in order to meet the established deadlines and make us one of the first counties in Indiana to complete the Reassessment. I would like to compliment the township assessors and the staff of the county treasurer and especially my own staff who have worked diligently to see that we could send out bills and collect dollars for units of government.

New voting machines were put into use in the May Primary replacing the lever machines, which had been used for over fifty years. Storage, delivery to the voting site, and quicker results are among the advantages. In May, the first election results were obtained in thirteen minutes. It is our hope that promised federal funding will save our taxpayers millions.

After many years of being located in a variety of places, the Prosecutor's Office has consolidated all of its offices in one location – 251 W. Ohio Street. The Grand Jury is also located there after experiencing horrible conditions in their former site. The areas in the city-county building that were vacated will be back-filled by offices that had been renting out of the building thereby keeping all costs flat.

Technological successes have been achieved in both GIS and the Internet. GIS, which stands for Geographic Information System, has been diligently working with many agencies such as Voter's Registration. They have worked with both probation and the prosecutor's office identifying where

their respective "clients", if you will, are located. The new aerial photography, which allows building heights to be identified is extremely helpful to the township assessors. Also, address information is becoming more finite.

Many web sites within Marion County have been redesigned or newly created when new elected officials came in on January 1. The Internet staff created an online budget questionnaire for ISA's use for the budgeting process.

The JUSTIS System will be replaced in 2004 by a state of the art system, which is being given to Marion County by the state of Indiana. We are pleased to have been selected as the pilot county for our current computer system, JUSTIS, which badly needs to be replaced. This new system should create efficiencies in our courts not currently available.

Public safety continues to be a priority with Marion County tax dollars and 2004 is no exception. Judge Sarah Evans Barker issued an order in mid-July, which requires Marion County to fund a variety of public safety measures, which will help curb the jail population. The judge's order requires each prisoner in the jail to be provided a bed or bunk above the floor and that all prisoners be treated in a safe and humane manner. Prior to the judge's order, the Sheriff directed that a jail staffing study be initiated to determine appropriate staffing levels throughout the jail. I believe the proposed staffing plan, which includes changes in staffing, changes in facilities, and an increase in equipment and utilization of technology will be reviewed with the Council in detail. I would like to commend the team for its exhaustive efforts in developing the plan. Many difficult financial decisions lie before us, but we must ensure the public's safety and that of our employees. The jail bed capacity at CCA or Jail II has been expanded to its fullest. Community Corrections has expanded both its home detention program and work release. Also, the food contract is being evaluated and funding is being supplemented. These programs, along with the arrestee processing center, which have begun in 2003 will continue into 2004.

In finding a way to finance next year's budget, administrative areas have been affected. We have been careful not to impair public safety, which includes the Sheriff, Courts, Prosecutor, Public Defender, Probation and the Clerk. Public safety costs have risen \$30.5M since the year 2000. Appropriations from the general fund have been moved to other funds in order to protect the general fund. County agencies have been cooperative in finding ways to do with less this year that will carry over to 2004. We have pared the budget down to bare bones to, hopefully, help Marion County homeowners in 2004. The 2004 county budget will return over \$7 million to property tax payers.

As you probably noticed in the paper this morning, the costs of incarcerating our juveniles have not been included in the 2004 budget. I am hopeful the Criminal Justice Planning Council will help address this issue. A bit of good news is that as a result of the audit we contracted to have done, the bills are being calculated differently and we were given a two-year credit of almost one million dollars that is being applied to our debt. Also, the bill for the first six months of 2003 was less than expected, primarily due to the calculation change.

This budget includes the 27th pay, which occurs rarely. However, it is my hope that we can do this for the dedicated workers for the county so they will not see less in their paychecks in January. The budget for employee benefits has been distributed to each agency within the county to comply with the Government Accounting Standards Board's (GASB's) reporting requirements.

Sir Winston Churchill said, "A pessimist sees the difficulty in every opportunity; an optimist sees the opportunity in every difficulty." The 2004 Budget has many difficulties; my hope is that we can all be optimists as we work through it together. Thank you very much.

President Borst stated that there are challenges ahead and he hopes the Council body is prepared to work hard the next several weeks to make it all come together.

President Borst called for the reading of further Official Communications. The Clerk read the following:

August 4, 2003

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA

Ladies And Gentlemen :

You are hereby notified the REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, August 4, 2003, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Philip C. Borst, D.V.M.
President, City-County Council

July 22, 2003

TO PRESIDENT BORST AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the *Court & Commercial Record* on Wednesday, July 23, 2003, and in the *Indianapolis Star* on Thursday, July 24, 2003, a copy of a Notice of Public Hearing on Proposal Nos. 383, 384, 390, and 391, 2003, said hearing to be held on Monday, August 4, 2003, at 7:00 p.m. in the City-County Building.

Respectfully,
s/Suellen Hart
Clerk of the City-County Council

August 1, 2003

TO PRESIDENT BORST AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have approved with my signature and delivered this day to the Clerk of the City-County Council, Suellen Hart, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 78, 2003 – approves an increase of \$674,517 in the 2003 Budget of Community Corrections (County General Fund) to fund six months of expanded capacity of Work Release Programming for an additional 153 clients, financed by fund balances

FISCAL ORDINANCE NO. 79, 2003 - approves an increase of \$281,304 in the 2003 Budgets of the County Auditor and Community Corrections (County General Fund) to fund six months of expanded capacity of Home Detention Programming for an additional 600 clients, financed by fund balances

FISCAL ORDINANCE NO. 80, 2003 - approves an increase of \$700,000 in the 2003 Budget of the Office of the City Controller (Landmark Building Preservation Fund) to fund repairs to electrical, lighting, flooring, and window systems at the City Market, and to repair elevators and remodel the lobby at the Indiana Repertory Theater, financed by fund balances

FISCAL ORDINANCE NO. 81, 2003 - approves an increase of \$195,000 in the 2003 Budget of the Cable Communications Agency (Consolidated County Fund) to purchase servers and editing equipment to be used by WCTY/Channel 16, financed by a cable franchise PEG (Public Educational or Government Access Facilities) grant

FISCAL ORDINANCE NO. 82, 2003 - approves an increase of \$400,000 in the 2003 Budget of the Department of Parks and Recreation (Park General Fund) to construct the driving range, practice area, and three-hole short course for the Indianapolis First Tee Junior Golf Facility, as well as test and remove contaminated soil from the Whispering Hills, Pleasant Run and Sara Shank golf courses, financed by fund balances

FISCAL ORDINANCE NO. 86, 2003 - approves an increase of \$749,927 in the 2003 Budgets of Community Corrections and the County Auditor (Home Detention User Fee Fund) to fund personnel, home detention equipment, and supplies for the first six months of fiscal year 2003-2004, financed by fund balances

FISCAL ORDINANCE NO. 87, 2003 - approves an increase of \$2,935,128 in the 2003 Budget of Community Corrections and the County Auditor (State and Federal Grants Fund) to appropriate the annual Department of Corrections Grant for fiscal year 2003-2004

FISCAL ORDINANCE NO. 88, 2003 - approves an increase of \$218,070 in the 2003 Budgets of Community Corrections and the County Auditor (State and Federal Grants Fund) to fund a Juvenile Court Intensive Probation Services Program for fiscal year 2003-2004, funded by a state grant (Department of Correction)

GENERAL ORDINANCE NO. 51, 2003 - authorizes a multi-way stop at Furman Avenue and Lockerbie Drive (District 18)

GENERAL ORDINANCE NO. 52, 2003 - authorizes a multi-way stop at Orange Street and Spruce Street (District 21)

GENERAL ORDINANCE NO. 53, 2003 - authorizes a multi-way stop at Minnesota Street and Orleans Street (District 21)

GENERAL ORDINANCE NO. 54, 2003 - authorizes a multi-way stop at Pinecreek Drive and Ridgecreek Drive (District 4)

GENERAL ORDINANCE NO. 55, 2003 - authorizes an increase in the speed limit from 35 mph to 40 mph for Decatur Boulevard from Ameriplex Parkway to Kollman Road (District 19)

GENERAL ORDINANCE NO. 56, 2003 - authorizes a one-way restriction on 10th Street from Delaware Street to Alabama Street (District 22)

GENERAL ORDINANCE NO. 57, 2003 - authorizes parking restrictions on Lexington Avenue from Virginia Avenue to Park Avenue (District 16)

GENERAL ORDINANCE NO. 58, 2003 - authorizes parking restrictions on Muskingum Street from Walnut Street to 10th Street (Districts 16, 22)

GENERAL ORDINANCE NO. 59, 2003 - authorizes parking restrictions on Manor Court from 36th Street to the Dead End (Districts 11, 14)

GENERAL ORDINANCE NO. 60, 2003 - authorizes special parking restrictions on College Avenue near 42nd Street (District 6)

GENERAL ORDINANCE NO. 61, 2003 - authorizes a multi-way stop at 13th Street and Glen Arm Road (District 18)

SPECIAL RESOLUTION NO. 40, 2003 - recognizes Eagle Scout Luke Samuel Williams

SPECIAL RESOLUTION NO. 41, 2003 - congratulates the Wayne Township Fire Department Extrication Team

SPECIAL RESOLUTION NO. 42, 2003 - recognizes the Peruvian Association of Indiana

SPECIAL RESOLUTION NO. 43, 2003 - recognizes BAA Indianapolis LLC for their perfect FAA Inspection

SPECIAL RESOLUTION NO. 44, 2003 - urges a Special Session of the Indiana General Assembly

SPECIAL RESOLUTION NO. 45, 2003 - determines the need to lease approximately 1,584 square feet of office space at 4150 North Keystone Avenue for the Indianapolis Police Department

SPECIAL RESOLUTION NO. 46, 2003 - allows household hazardous waste generated in Johnson County to be collected and disposed of by the City's Tox Drop Program in exchange for a fee paid by Johnson County

Respectfully,
s/Bart Peterson, Mayor

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF THE JOURNAL

The President called for additions or corrections to the Journal of July 21, 2003. There being no additions or corrections, the minutes were approved as distributed.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 432, 2003. Introduced by Councillor Tilford. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at 33rd Street and Ashland Avenue (District 12)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 433, 2003. Introduced by Councillor Nytes. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes the deletion of parking restrictions on Park Avenue between 21st Street and Sutherland Avenue (District 22)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 434, 2003. Introduced by Councillor Nytes. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions on Alabama Street near 10th Street (District 22)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 435, 2003. Introduced by Councillor Cockrum. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions on Mann Road between I-465 and Gambel Road (District 19)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 436, 2003. Introduced by Councillor Smith. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions on Meadow Drive between Horner Drive and Southeastern Avenue (District 23)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 437, 2003. Introduced by Councillor Black. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions on 46th Street between College Avenue and Carvel Avenue (District 6)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 438, 2003. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions on Wisconsin Street near Meridian Street (District 25)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 439, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$69,885 in the 2003 Budgets of the County Auditor and Public Defender Agency (State and Federal Grants Fund) for the continuation of the Sentencing Alternative Programs, funded by a state grant (Indiana Criminal Justice Institute) (The local match of \$42,190 is funded by existing appropriations in the Public Defender Agency, Marion Superior Court, and Community Corrections budgets.)"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 440, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$6,024 in the 2003 Budget of the Marion Superior Court, Juvenile Division (Guardian Ad Litem Fund) to appropriate the final GAL/CASA (Guardian ad Litem/Court Appointed Special Advocate) funds from the State of Indiana"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 442, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$42,609 in the 2003 Budget of the County Prosecutor (State and Federal Grants Fund) to provide funding to Volunteers of America for partial cost of staffing A Child's Haven, funded by a state grant (Indiana Criminal Justice Institute)"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 443, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$31,994 in the 2003 Budget of the County Prosecutor (State and Federal Grants Fund) to fund the Adult Protective Services Victim Assistance Program for Breaking Free, Inc., funded by a state grant (Indiana Criminal Justice Institute)"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 444, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$81,045 in the 2003 Budget of the County Prosecutor (State and Federal Grants Fund) to fund the Salvation Army Social Service Center which provides quality shelter and supportive services to women and children who are victims of domestic violence, funded by a state grant (Indiana Criminal Justice Institute)"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 445, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$45,352 in the 2003 Budget of the County Prosecutor (State and Federal Grants Fund) to provide funding for therapy for battered women and children through the Julian Center, funded by a state grant (Indiana Criminal Justice Institute)"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 446, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$12,698 in the 2003 Budget of the County Prosecutor (State and Federal Grants Fund) to provide partial funding for the volunteer coordinator at the Marion County Family Advocacy Center, funded by a state grant (Indiana Criminal Justice Institute)"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 447, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$95,237 in the 2003 Budget of the County Prosecutor (State and Federal Grants Fund) to fund a trained child interviewer and also to fund Project Safe Families at the Marion County Family Advocacy Center, funded by a state grant (Indiana Criminal Justice Institute)"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 448, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$104,511 in the 2003 Budget of the County Prosecutor (State and Federal Grants Fund) to fund a protective order advocate salary and a percentage of two supervisors salaries at the Marion County Family Advocacy Center, funded by a state grant (Indiana Criminal Justice Institute)"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 449, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$30,000 in the 2003

Budget of the County Prosecutor (State and Federal Grants Fund) to fund the Breaking Free Hispanic Outreach Project, which provides access to services for Hispanic individuals, funded by a state grant (Indiana Criminal Justice Institute)"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 450, 2003. Introduced by Councillor McWhirter. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$389,623 in the 2003 Budgets of the County Auditor and the County Prosecutor (State and Federal Grants Fund) to enhance adjudication of cases involving violent offenders to include juvenile offenders, funded by a federal grant (Block Grant #7)"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 462, 2003. Introduced by Councillor Boyd. The Clerk read the proposal entitled: "A Proposal for a Police Special Service District Fiscal Ordinance which adopts the annual budget of the Police Special Service District for 2004 appropriating \$125,276,616 and levying property taxes to fund such budget"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 463, 2003. Introduced by Councillor Boyd. The Clerk read the proposal entitled: "A Proposal for a Fire Special Service District Fiscal Ordinance which adopts the annual budget for the Fire Special Service District for 2004 appropriating \$85,792,951 and levying property taxes to fund such budget"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 464, 2003. Introduced by Councillor Boyd. The Clerk read the proposal entitled: "A Proposal for a Solid Waste Collection Special Service District Fiscal Ordinance which adopts the annual budget for the Solid Waste Collection Special Service District for 2004 appropriating \$30,005,245 and levying property taxes to fund such budget"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 465, 2003. Introduced by Councillors Coughenour and Boyd. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which adopts the annual budget for 2004 for the Consolidated City appropriating \$245,752,767"; and the President referred it to the Administration and Finance, Metropolitan Development, Parks and Recreation, Public Safety and Criminal Justice, and Public Works Committees.

PROPOSAL NO. 466, 2003. Introduced by Councillors Coughenour and Boyd. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which appropriates \$39,018,209 for the necessary payments for city sinking funds for 2004"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 467, 2003. Introduced by Councillors Coughenour and Boyd. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which appropriates the amounts necessary for payments from the Revenue Bonds Debt Service Funds for 2004 totaling \$58,868,213"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 468, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which adopts the annual budget for the Metropolitan Emergency Communications Agency for 2004 appropriating \$12,019,529"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 469, 2003. Introduced by Councillor Bradford. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which adopts the annual budget and levies for the Marion County Office of the State Department Family and Children for 2004 appropriating \$70,958,890 and levying property taxes to fund such expenditures"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 470, 2003. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which adopts the annual budget for 2004 for certain constitutional officers of Marion County appropriating \$32,666,683"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 471, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which adopts the annual budget for 2004 for certain Marion County law enforcement and correction agencies appropriating \$99,563,546"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 472, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which adopts the annual budget for 2004 for certain judicial agencies of Marion County appropriating \$73,061,085"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 473, 2003. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which adopts the annual budget for 2004 for certain administrative offices and agencies of Marion County appropriating \$50,569,849"; and the President referred it to the Administration and Finance and Community Affairs Committees.

PROPOSAL NO. 474, 2003. Introduced by Councillors Coughenour and Boyd. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which allocates certain miscellaneous revenues of the Consolidated City and Marion County to respective funds"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 475, 2003. Introduced by Councillors Coughenour and Boyd. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which determines the tax levy for 2004 for each fund of the Consolidated City and Marion County"; and the President referred it to the Administration and Finance, Community Affairs, Metropolitan Development, Parks and Recreation, Public Safety and Criminal Justice, and Public Works Committees.

PROPOSAL NO. 476, 2003. Introduced by Councillors Coughenour and Boyd. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which authorizes the payment of certain dues for the city and county offices and agencies"; and the President referred it to the Administration and Finance, Metropolitan Development, Parks and Recreation, Public Safety and Criminal Justice, and Public Works Committees.

PROPOSAL NO. 477, 2003. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which directs a reduction of expenditures of budgeted 2003 appropriations from the County General Fund, County Reassessment Fund, Metropolitan Emergency Communications Fund, and Forensic Training Fund"; and the President referred it to the Administration and Finance, Metropolitan Development, and Public Safety and Criminal Justice Committees.

Councillor Talley said that Proposal No. 477, 2003 is not on this Wednesday's agenda for the Public Safety and Criminal Justice Committee. He asked why it was left off and when it will be scheduled. President Borst said that the chairman of that committee, Councillor Dowden, is absent this evening. He said that it was probably not included on the agenda because it was a late submission, and he is sure Chairman Dowden will schedule it in a timely fashion. Councillor Talley said that he has many neighbors interested in the issue who need to be notified ahead of the hearing. He said that he wants to make sure it is not added to the agenda at the last minute. President Borst said that Councillor Talley will have to contact Chairman Dowden to find out when it might be scheduled.

SPECIAL ORDERS - PRIORITY BUSINESS

Councillor Cockrum made the following motion:

Mr. President:

I move that Proposal No. 452, 2003 (Rezoning Case 2002-ZON-178) be scheduled for a hearing before this Council at its next regular meeting on August 25, 2003 at 7:00 p.m. and that the Clerk read the announcement of such hearing and enter same in the minutes of this meeting.

Councillor Soards seconded the motion, and Proposal No. 452, 2003 was scheduled for public hearing on August 25, 2003 by a unanimous voice vote and is identified as follows:

2002-ZON-178

4375 KENTUCKY AVENUE (approximate address), INDIANAPOLIS.

DECATUR TOWNSHIP, COUNCILMANIC DISTRICT # 19

KENTUCKY AVENUE DEVELOPMENT, LLC, by Thomas Michael Quinn, requests a rezoning of 4.46 acres, being in the D-A and D-3 Districts, to the C-S classification to provide for a gas station, convenience store, hotel and restaurant.

Mr. Elrod read the following announcement:

Mr. President:

This Council will hold a public hearing on Rezoning Petition No. 2002-ZON-178, Council Proposal No. 452, 2003, at its next regular meeting on August 25, 2003, such meeting to convene at 7:00 p.m. in these Council Chambers in the City-County Building in Indianapolis. This petition proposes to rezone 4.46 acres at 4375 Kentucky Avenue from D-A and D-3 Districts to C-S classification to provide for a gas station, convenience store, hotel, and restaurant.

Written objections that are filed with the Clerk of the Council shall be heard at such time, or the hearing may be continued from time to time as found necessary by the Council.

PROPOSAL NOS. 453-457, 459-461, 2003. Introduced by Councillor Langsford. Proposal Nos. 453-457, 459-461, 2003 are proposals for Rezoning Ordinances certified by the Metropolitan Development Commission on July 31, 2003. The President called for any motions for public hearings on any of those zoning maps changes. There being no motions for public hearings, the proposed ordinances, pursuant to IC 36-7-4-608, took effect as if adopted by the City-County Council, were retitled for identification as REZONING ORDINANCE NOS. 111-118, 2003, the original copies of which ordinances are on file with the Metropolitan Development Commission, which were certified as follows:

REZONING ORDINANCE NO. 111, 2003.

2002-ZON-172 (Amended)

901 EAST MICHIGAN STREET (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 22

MIDLAND ARTS AND ANTIQUE MARKET, by David Kingen, requests a rezoning of 4.37 acres, being in the C-S (FF) District, to the C-S (FF) classification to provide for a mixed use residential and commercial development.

REZONING ORDINANCE NO. 112, 2003.

2003-ZON-047

529, 533, and 537 SOUTH EAST STREET and 509, 519, 523, 527, 531 and 535 EAST WARSAW STREET (approximate addresses), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 16

CLARA BOVA AND ANTONIO SIMEONE, by David Kingen, requests a rezoning of 0.77 acre, being in the D-8 (RC) and CBD-2 (RC) Districts, to the CBD-2 (RC) classification to provide for residential development.

REZONING ORDINANCE NO. 113, 2003.

2003-ZON-048

1128 and 1130 EARHART STREET and 1133, 1137 and 1139 MADEIRA STREET (approximate addresses), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT #21

HALLS TEMPLE CHURCH OF GOD IN CHRIST requests a rezoning of 0.685 acre, being in the D-5 and PK-1 Districts, to the SU-1 classification to provide for religious uses.

REZONING ORDINANCE NO. 114, 2003.

2003-ZON-061

8023, 8427, 8032 and 8431 PENDLETON PIKE BOULEVARD and 4519 MAPLE LANE (approximate addresses), CITY OF LAWRENCE.

LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT #14

MI S. YUN, by David Kingen, requests a rezoning of 1.09 acres, being in the D-3 and C-5 Districts to the C-5 classification, to provide for the expansion of automobile sales.

REZONING ORDINANCE NO. 115, 2003.

2003-ZON-066

1542 NORTH GRANT AVENUE (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT #10

WENDELL BRAGG, by Thomas Michael Quinn, requests a rezoning of 0.12 acre, being in the D-5 District, to the C-1 classification to provide for commercial development.

REZONING ORDINANCE NO. 116, 2003.

2003-ZON-090

1540 NORTH COLLEGE AVENUE (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 22

LOUIS MAHERN requests a rezoning of 0.23 acres, being in the C-3 District, to the D-8 classification to build a single-family dwelling with garage and carriage house.

REZONING ORDINANCE NO. 117, 2003.

2003-ZON-806

10 WEST HANNA AVENUE (approximate address), INDIANAPOLIS.

PERRY TOWNSHIP, COUNCILMANIC DISTRICT #25

JERRY W. and CHERYL A. PATTON request a rezoning of 1.75 acres, being in the D-3 District to the C-3 classification to provide for neighborhood commercial uses.

REZONING ORDINANCE NO. 118, 2003.

2003-ZON-812

5943 SOUTH EAST STREET (approximate address), INDIANAPOLIS.

PERRY TOWNSHIP, COUNCILMANIC DISTRICT #20

AMOCO OIL COMPANY, by David Kingen, requests a rezoning of 0.45 acre, being in the D-1 District, to the C-3 classification to provide for neighborhood commercial uses.

SPECIAL ORDERS - PUBLIC HEARING

Councillor Cockrum reported that the Parks and Recreation Committee heard Proposal Nos. 383 and 384, 2003 on July 31, 2003. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 383, 2003. The proposal, sponsored by Councillors Cockrum and Douglas, approves an increase of \$206,000 (Federal Grants Funds) and a transfer of \$21,905 (Park General Fund) in the 2003 Budget of the Department of Parks and Recreation to continue the after school programs in the Forest Manor School, School #108, and The Boys and Girls Club in Raymond Park Middle School for the 2003-2004 school year, financed by a federal grant and a transfer between characters. PROPOSAL NO. 384, 2003. The proposal, sponsored by Councillors Cockrum and Douglas, approves an increase of \$522,138 in the 2003 Budget of the Department of Parks and Recreation (Park General Fund) to replace the burned playground equipment in Washington Park, install shelters at the summer lunch sites, and support projects at Garfield, Christian, Rhodius, and Bethel Parks, financed by interest earnings on Lilly Endowment funds. By 7-0 votes, the Committee reported Proposal No. 383, 2003 to the Council with the recommendation that it do pass and Proposal No. 384, 2003 to the Council with the recommendation that it do pass as amended.

Councillor Bradford asked if there are any new taxes involved in these proposals. Councillor Cockrum said that there are not, and these are funded through transfers, grants, and interest on grants.

President Borst called for public testimony at 8:13 p.m. There being no one present to testify, Councillor Cockrum moved, seconded by Councillor Douglas, for adoption. Proposal No. 383, 2003 and Proposal No. 384, 2003, as amended, were adopted on the following roll call vote; viz:

24 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coughenour, Douglas, Frick, Gibson, Gray, Horseman, Knox, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Short, Smith, Soards, Tilford

1 NAY: Schneider

2 NOT VOTING: Coonrod, Talley

2 ABSENT: Dowden, Langsford

Proposal No. 383, 2003 was retitled FISCAL ORDINANCE NO. 91, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 91, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 99, 2002) appropriating an additional Two Hundred Six Thousand (\$206,000) in the Federal Grants Fund and transferring and appropriating Twenty-one Thousand Nine Hundred Five Dollars (\$21,905) in the Park General Fund for purposes of the Department of Parks and Recreation and reducing the unappropriated and unencumbered balance in the Federal Grants Fund and reducing certain other appropriations for that department.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (l) of the City-County Annual Budget for 2003 be, and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Parks and Recreation to continue the after school programs in the Forest Manor School near 38th & Sherman, School #108, and The Boys and Girls Club in Raymond Park Middle School for the 2003-2004 school year, financed by a federal grant and a transfer between characters.

SECTION 2. The sum of Two Hundred Six Thousand Dollars (\$206,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4; and the sum of Twenty-one Thousand Nine Hundred Five Dollars (\$21,905) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>DEPARTMENT OF PARKS AND RECREATION</u>	<u>FEDERAL GRANTS FUND</u>
1. Personal Services	21,905
2. Supplies	16,495
3. Other Services and Charges	164,600
4. Capital Outlay	<u>3,000</u>
TOTAL INCREASE	206,000

<u>DEPARTMENT OF PARKS AND RECREATION</u>	<u>PARKS GENERAL FUND</u>
3. Other Services and Charges	<u>21,905</u>
TOTAL INCREASE	21,905

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
Federal Grants Fund	<u>206,000</u>
TOTAL REDUCTION	206,000

<u>DEPARTMENT OF PARKS AND RECREATION</u>	<u>PARKS GENERAL FUND</u>
1. Personal Services	<u>21,905</u>
TOTAL DECREASE	21,905

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 384, 2003, as amended, was retitled FISCAL ORDINANCE NO. 92, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 92, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 99, 2002) appropriating an additional Five Hundred Twenty-two Thousand One Hundred Thirty-eight Dollars (\$522,138) in the Park General Fund for purposes of the Department of Parks and Recreation and reducing the unappropriated and unencumbered balance in the Park General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (l) of the City-County Annual Budget for 2003 be, and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Parks and Recreation to replace the burned playground equipment in Washington Park, install shelters at the summer lunch sites, and to support projects at Garfield, Christian, Rhodius, and Bethel Parks, financed by interest earnings Lilly Endowment funds.

SECTION 2. The sum of Five Hundred Twenty-two Thousand One Hundred Thirty-eight Dollars (\$522,138) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>DEPARTMENT OF PARKS AND RECREATION</u>	<u>PARK GENERAL FUND</u>
4. Capital Outlay	<u>522,138</u>
TOTAL INCREASE	522,138

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>PARK GENERAL FUND</u>
Unappropriated and Unencumbered	
Parks General Fund	<u>522,138</u>
TOTAL REDUCTION	522,138

SECTION 5. The projected December 31, 2003, fund balance for the Park General Fund is as follows:

Cash balance as of June 30, 2003	12,010,067
Estimated revenues July through December, 2003	<u>14,987,992</u>
Projected funds available	26,998,059
2003 remaining appropriations, including all encumbrances	24,028,350
Pending additional appropriation (Proposal 327, 2003)	400,000
Proposed additional appropriation (Proposal No. 384, 2003)	<u>522,138</u>
Total Requirements	24,950,488
Projected fund balance December 31, 2003	2,047,571

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

In Chairman Dowden's absence, Councillor Smith reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 390 and 391, 2003 on July 23, 2003. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 390, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$20,421 in the 2003 Budget of the Marion County Justice Agency (State and Federal Grants Fund) to provide salaries for Crisis Line employees, funded by a grant from the Julian Center. PROPOSAL NO. 391, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$9,500 in the 2003 Budget of the Marion County Justice Agency (Law Enforcement Fund) to appropriate unappropriated and unencumbered funds for the 2003 Budget. By 8-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass.

President Borst called for public testimony at 8:16 p.m. There being no one present to testify, Councillor Smith moved, seconded by Councillor Schneider, for adoption. Proposal Nos. 390 and 391, 2003 were adopted on the following roll call vote; viz:

26 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Frick, Gibson, Gray, Horseman, Knox, Massie, McWhirter, Moriarty, Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Tilford

0 NAYS:

1 NOT VOTING: Talley

2 ABSENT: Dowden, Langsford

Proposal No. 390, 2003 was retitled FISCAL ORDINANCE NO. 93, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 93, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Twenty Thousand Four Hundred Twenty-one Dollars

(\$20,421) in the State and Federal Grants Fund for purposes of the Marion County Justice Agency and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (i) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion County Justice Agency to provide salaries for the Crisis Line employees.

SECTION 2. The sum of an additional Twenty Thousand Four Hundred Twenty-one Dollars (\$20,421) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION COUNTY JUSTICE AGENCY</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
3. Other Services and Charges	<u>20,421</u>
TOTAL INCREASE	20,421

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>20,421</u>
TOTAL REDUCTION	20,421

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 391, 2003 was retitled FISCAL ORDINANCE NO. 94, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 94, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97 2002) appropriating an additional Nine Thousand Five Hundred Dollars (\$9,500) in the Law Enforcement Fund for purposes of the Marion County Justice Agency and reducing the unappropriated and unencumbered balance in the Law Enforcement Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (i) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion County Justice Agency to appropriate unappropriated and unencumbered funds for the 2003 Budget.

SECTION 2. The sum of Nine Thousand Five Hundred Dollars (\$9,500) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION COUNTY JUSTICE AGENCY</u>	<u>LAW ENFORCEMENT FUND</u>
3. Other Services and Charges	<u>9,500</u>
TOTAL INCREASE	9,500

SECTION 4. The said additional appropriation is funded by the following reductions:

<u>LAW ENFORCEMENT FUND</u>	
Unappropriated and Unencumbered	
Law Enforcement Fund	<u>9,500</u>
TOTAL REDUCTION	9,500

SECTION 5. The projected December 31, 2003, fund balance for the Law Enforcement Fund is as follows:

Current cash balance June 30, 2003	975,000
Anticipated additional revenue through December 31, 2003	<u>585,000</u>
Projected funds available	1,560,000
Remaining appropriations and encumbrances	879,724
Proposed additional appropriation (Proposal No. 391, 2003)	<u>9,500</u>
Funds required	889,224
Projected fund balance December 31, 2003	670,776

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - FINAL ADOPTION

Councillor McWhirter reported that the Administration and Finance Committee heard Proposal Nos. 380-382, 2003 on July 29, 2003. She asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 380, 2003. The proposal, sponsored by Councillor Langsford, determines the need to lease approximately 3,500 square feet of office space at 8311 North Perimeter Road for Indiana Task Force One. PROPOSAL NO. 381, 2003. The proposal, sponsored by Councillor Frick, seeks renewal of authorization and approval for the County Treasurer and the City Controller to invest public funds in money-market mutual funds. PROPOSAL NO. 382, 2003. The proposal, sponsored by Councillors McWhirter and Nytes, approves a public purpose grant in the amount of \$35,000 to Indiana Reading and Information Services to provide radio reading programs for the blind and print-disabled in Marion County. By 7-0 votes, the Committee reported Proposal No. 380, 2003 to the Council with the recommendation that it do pass as amended and Proposal Nos. 381 and 382, 2003 to the Council with the recommendation that they do pass. Councillor McWhirter moved, seconded by Councillor Nytes, for adoption. Proposal No. 380, 2003, as amended, and Proposal Nos. 381 and 382, 2003 were adopted on the following roll call vote; viz:

27 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Frick, Gibson, Gray, Horseman, Knox, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford

0 NAYS:

2 ABSENT: Dowden, Langsford

Proposal No. 380, 2003, as amended, was retitled SPECIAL RESOLUTION NO. 47, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 47, 2003

PROPOSAL FOR A SPECIAL RESOLUTION determining the need to lease approximately 3,500 square feet of office space at 8311 North Perimeter Road, Indianapolis, Indiana, for the use of office and classroom space of Indiana Task Force One.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council, pursuant to IC 36-1-10-7, has investigated the conditions requiring the subject lease and hereby determines that the lease of office and classroom space for the use of Indiana Task Force One, an urban search and rescue task force of the Federal Emergency Management Agency's National Urban Search and Rescue Response System, sponsored by the Indianapolis Department of Public Safety, is needed.

SECTION 2. The property to be leased is located at 8311 North Perimeter Road, Indianapolis, Indiana. Such property is owned by Airport Trade Center, LLC, which in turn is owned by Agracel, Inc., MMR Properties, LLC, and Cherry Hill Enterprises, Inc.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 381, 2003 was retitled COUNCIL RESOLUTION NO. 84, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 84, 2003

A Council Resolution of the City-County Council of the City of Indianapolis and the County of Marion, Indiana, authorizing and approving the investment of public funds in money market mutual funds.

WHEREAS, IC 5-13-9-1 et seq. authorizes county treasurers and the fiscal officers of political subdivisions to invest public funds; and

WHEREAS, the City of Indianapolis and Marion County, Indiana ("the City" and "the County," respectively) have public funds which are eligible for investment pursuant to the provisions of IC 5-13 by the City Controller and the County Treasurer, respectively, and regularly exercise their powers to invest such funds pursuant to the provisions thereof; and

WHEREAS, IC 5-13-9-2.4 requires that any investment of public funds in money market mutual funds be approved and authorized annually by the fiscal body of such political subdivision; and

WHEREAS, the City-County Council of the City of Indianapolis and Marion County, Indiana (the "Council"), is the fiscal body of the City and the County and desires to authorize the City and the County to invest public funds in money-market mutual funds, subject to the limitations of IC 5-13-9-2.5 now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Council does hereby authorize and approve the investment of public funds by the City and the County in investments commonly known as "money market mutual funds."

SECTION 2. Pursuant to IC 5-13-9-1, the County Treasurer is the investing officer of the County and the City Controller is the investing officer of the City.

SECTION 3. Investments authorized by this Resolution may not exceed fifty percent (50%) of the funds held by the investing officer and available for investment. This limitation does not apply to investments made by the County Treasurer between the date that is ten (10) days before each property tax installment is due, and the property tax settlement distribution date.

SECTION 4. The money market mutual funds must be in the form of securities of or interests in an open-end, no-load, management-type investment company or investment trust registered under the provisions of the federal Investment Company Act of 1940, as amended (i.e., 15 U.S.C. Sec. 80a et seq.).

SECTION 5. The portfolio of the investment company or investment trust described in Section 4 of this Resolution must be limited to the following: (1) direct obligations of the United States; (2) obligations issued by a federal agency, a federal instrumentality, or an enterprise sponsored by the federal government; or (3) repurchase agreements fully collateralized by obligations described in (1) or (2).

SECTION 6. The form of securities of or interests in an investment company or investment trust described in Section 4 of this Resolution must be rated as either: (1) AAAM, or its equivalent, by Standard and Poor's Corporation or its successor; or (2) Aaa, or its equivalent, by Moody's Investors Service, Inc., or its successor.

SECTION 7. Investments made pursuant to this Resolution shall be made through depositories designated by the Indiana Board of Finance as depositories for state deposits.

SECTION 8. This Resolution shall expire one (1) calendar year from its adoption.

SECTION 9. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 382, 2003 was retitled SPECIAL RESOLUTION NO. 48, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 48, 2003

A SPECIAL RESOLUTION approving a public purpose grant to Indiana Reading and Information Services (IRIS), a division of Metropolitan Indianapolis Public Broadcasting, Inc., in the amount of \$35,000 for the purpose of providing radio reading programs for the blind and print-disabled in Marion County, Indiana.

WHEREAS, the Cable Franchise Board for the City of Indianapolis and Marion County proposes to authorize a public purpose grant in the amount of \$35,000 to IRIS to provide radio reading programs for the blind and print-disabled in Marion County, Indiana, (the Grant); and

WHEREAS, Section 181-703 of the Code of the Indianapolis and Marion County, Indiana, requires that all public purpose grants shall be subject to appropriation by the City-County Council, and the Grant was appropriated by City-County Fiscal Ordinance No. 99, 2002 Annual Budget of the Consolidated City of Indianapolis and for Marion County, Indiana; and

WHEREAS, Section 4 (c) of City-County Fiscal Ordinance No. 99, 2002, Annual Budget and Tax Levies for the Consolidated City of Indianapolis and for Marion County, Indiana, requires that sums appropriated therein for public purpose grants shall not be spent until the City-County Council of the City of Indianapolis and of Marion County, Indiana, approves the amount and identity of the recipient of each grant; and

WHEREAS, the Council now finds that the Grant should be approved; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Grant in the amount of \$35,000 to Indiana Reading and Information Services, a division of Metropolitan Indianapolis Public Broadcasting, Inc., is hereby approved. No grant funds shall be used in whole or in part to fund any program which endorses a political candidate or which attempts to promote or influence legislation.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

In Chairman Dowden's absence, Councillor Smith reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 386, 388, and 389, 2003 on July 23, 2003. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 386, 2003. The proposal, sponsored by Councillor Dowden, clarifies the application and procedures under which the city and county indemnify and defend officers, employees, and agents. PROPOSAL NO. 388, 2003. The proposal, sponsored by Councillor Dowden, approves a transfer of \$38,921 in the 2003 Budget of the Circuit Court (County General Fund) to appropriate funds to pay for current expenses. PROPOSAL NO. 389, 2003. The proposal, sponsored by Councillors Dowden, Moriarty Adams, and Talley, approves a transfer of \$23,530 in the 2003 Budget of the Department of Public Safety, Animal Care and Control Division (Consolidated County Fund) to pay for rabies vaccines for animal control officers, repair the facility's power washers, pay for server support fees, and provide work suits for field and

kennel employees required by the AFSCME agreement. By unanimous votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Smith moved, seconded by Councillor Talley, for adoption. Proposal Nos. 386, 388, and 389, 2003 were adopted on the following roll call vote; viz:

27 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Frick, Gibson, Gray, Horseman, Knox, Massie, McWhirter, Moriarty, Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford
0 NAYS:
2 ABSENT: Dowden, Langsford

Proposal No. 386, 2003 was retitled GENERAL ORDINANCE NO. 62, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 62, 2003

PROPOSAL FOR A GENERAL ORDINANCE to clarify the application and procedures under which the city and county indemnify and defend officers, employees, and agents.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Section 292-1 of the "Revised Code of the Consolidated City and County," regarding defense and indemnification of officers, employees and agents, hereby is amended by the addition of the language which is underscored, to read as follows:

Sec. 292-1. Defense and indemnification of officers, employees and agents.

(a) The consolidated city and the county shall indemnify and defend their respective officers, employees and agents, as those terms are herein defined, without expense to those persons, with respect to any action filed against them in their official or individual capacities, or both, if the action complained of was taken within the scope and arising out of the performance of official duties and responsibilities. The corporation counsel, consistent with his or her powers and duties under Chapter 202, Article II, of this code, shall investigate the circumstances of any such complaint and determine whether the actions of the officer, employee or agent were taken within the scope and arising out of the performance of official duties and responsibilities. The corporation counsel's determination shall be based upon a reasonable interpretation of the law and facts so as to give full effect to the provisions of this section.

(b) Indemnification under this section shall encompass any judgment recovered against any such officer, employee or agent in any court of law having jurisdiction thereof, arising out of a civil action brought to recover damages to persons or property resulting from alleged acts of negligence, wrongful acts or omissions of an officer, employee or agent acting within the scope of his or her authority and official employment or appointment.

(c) The obligation to indemnify shall not extend to acts of malice, acts of a willful or wanton nature, criminal acts, acts calculated to accrue to the personal benefit of the individual officer, employee or agent, or acts which are clearly beyond the duties and/or scope of authority of such person. Exoneration by a court of law shall be conclusive as to the absence of malice, criminality and other such conditions. In the absence of such a judicial determination, a determination as to the presence of such conditions shall be made by the corporation counsel and presented to the city-county council in the form of a written finding. The finding of the corporation counsel shall prevail unless the council, within thirty (30) days of the receipt thereof, passes a resolution rejecting the finding.

(d) "Officers, employees and agents," as used in this section, shall include the mayor, deputy mayors, department directors, members of all boards and commissions of the consolidated city and of the county, all elected or appointed officials of the consolidated city and of the county, including all township assessors, all judges of the Marion circuit and superior courts, attorneys at law employed as independent contractors by the city, the county, and the township assessors whenever indemnification and defense is required by state law or by contract, members of the city-county council, the Marion County sheriff's department reserve, county police officers and all other employees of the consolidated city, the county, and of the township assessors.

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SECTION 2. The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 3. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provision or provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 4. This ordinance shall be in effect from and after its passage by the Council and compliance with Ind. Code § 36-3-4-14.

Proposal No. 388, 2003 was retitled FISCAL ORDINANCE NO. 95, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 95, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2001) transferring and appropriating an additional Thirty-eight Thousand Nine Hundred Twenty-one Dollars (\$38,921) in the County General Fund for purposes of the Circuit Court and reducing certain other appropriations from that agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(h) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Circuit Court to transfer monies from Character 04 to Characters 02 and 03 to pay current expenses.

SECTION 2. The sum of Thirty-eight Thousand Nine Hundred Twenty-one Dollars (\$38,921) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>CIRCUIT COURT</u>	<u>COUNTY GENERAL FUND</u>
2. Supplies	10,000
3. Other Services and Charges	<u>28,921</u>
TOTAL INCREASE	38,921

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>CIRCUIT COURT</u>	<u>COUNTY GENERAL FUND</u>
4. Capital Outlay	<u>38,921</u>
TOTAL DECREASE	38,921

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 389, 2003 was retitled FISCAL ORDINANCE NO. 96, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 96, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 99, 2002) transferring and appropriating an additional Twenty-three Thousand Five Hundred Thirty Dollars (\$23,530) in the Consolidated County Fund for purposes of the Animal Care and Control Division and reducing certain other appropriations for Animal Care and Control Division, Department of Public Safety.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01(k) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Animal Care and Control Division to pay for rabies vaccines for animal control officers, repair the facility's power washers, pay for server support fees, and to provide work suits for field and kennel employees required by the AFSCME agreement, financed by a transfer of funds.

SECTION 2. The sum of Twenty-three Thousand Five Hundred Thirty Dollars (\$23,530) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>DEPARTMENT OF PUBLIC SAFETY</u> <u>ANIMAL CARE AND CONTROL DIVISION</u>	<u>CONSOLIDATED COUNTY FUND</u>
2. Supplies	1,800
3. Other Services and Charges	21,730
TOTAL INCREASE	23,530

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>DEPARTMENT OF PUBLIC SAFETY</u> <u>ANIMAL CARE AND CONTROL DIVISION</u>	<u>CONSOLIDATED COUNTY FUND</u>
4. Capital Outlay	23,530
TOTAL DECREASE	23,530

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 403, 2003. Councillor McWhirter reported that the Administration and Finance Committee heard Proposal No. 403, 2003 on July 29, 2003. The proposal, sponsored by Councillors Sanders, Langsford, and McWhirter, amends the Revised Code regarding licenses to operate public vehicles for hire and the eligibility requirements pertaining to drunk driving. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor McWhirter moved, seconded by Councillor Sanders, for adoption. Proposal No. 403, 2003 was adopted on the following roll call vote; viz:

25 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coughenour, Douglas, Frick, Gibson, Gray, Horseman, Knox, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Talley, Tilford
2 NAYS: Coonrod, Soards
2 ABSENT: Dowden, Langsford

Proposal No. 403, 2003 was retitled GENERAL ORDINANCE NO. 63, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 63, 2003

PROPOSAL FOR A GENERAL ORDINANCE to amend the Revised Code regarding licenses to operate public vehicles for hire and the eligibility requirements pertaining to drunk driving.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Section 996-22 of the "Revised Code of the Consolidated City and County," regarding eligibility for a license to operate a public vehicle for hire, hereby is amended by the deletion of the language which is stricken-through, and by the addition of the language which is underscored, to read as follows:

Sec. 996-22. Eligibility.

(a) To be eligible for a license to operate a public vehicle for hire, a person:

- (1) Must possess a public passenger chauffeur or commercial driver's license issued by the State of Indiana;
- (2) Must not have been convicted of a felony within the period of five (5) years immediately preceding the date of the filing of the application; ~~and~~
- (3) Must not have been convicted of drunk driving within the period of ten (10) years immediately preceding the date of the filing of the application;
- (4) Must not have two (2) or more convictions at any time of drunk driving;

~~(3)~~(5) Either:

- a. Must not have been convicted at any time of:
 1. A felony or misdemeanor that involved violence towards another person;
 2. ~~Drunk or d~~Drugged driving;
 3. Being an habitual traffic offender; or
 4. Being an habitual substance offender; or
- b. Must have had a valid City of Indianapolis taxicab operator's license on the effective date of this section; and

~~(4)~~(6) Either:

- a. Must have been a resident of Marion County or the seven (7) contiguous counties for a cumulative total of at least twelve (12) months; or
- b. Must have had a valid City of Indianapolis taxicab operator's license on the effective date of this subsection.

(b) In addition to any other basis for revocation of a license, no person shall be eligible to retain a license to operate a public vehicle for hire if he or she operates such vehicle with either:

- (1) An alcohol concentration in his or her blood; or
- (2) A controlled substance listed in schedule I or II of IC 35-48-2 or its metabolite in his or her body, unless such person consumed the controlled substance under a valid prescription or order of a practitioner (as defined in IC 35-48-1) who acted in the course of the practitioner's professional practice.

SECTION 2. The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 3. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provision or provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 4. This ordinance shall be in effect from and after its passage by the Council and compliance with Ind. Code § 36-3-4-14.

Councillor Bainbridge reported that the Public Works Committee heard Proposal Nos. 392-401, 2003 on July 31, 2003. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 392, 2003. The proposal, sponsored by Councillor Brents, authorizes a traffic signal at 360 W. 11th Street (District 16). PROPOSAL NO. 393, 2003. The proposal, sponsored by Councillor Brents, authorizes a multi-way stop at Blake Street and University Boulevard (District 16). PROPOSAL NO. 394, 2003. The proposal, sponsored by Councillor Brents, authorizes a multi-way stop at 25th Street and Franklin Place (District 16). PROPOSAL NO. 395, 2003. The proposal, sponsored by Councillor Brents, authorizes a multi-way stop at Burn Court and Fabyan Road (District 25). PROPOSAL NO. 396, 2003. The proposal, sponsored by Councillor Langsford, authorizes a multi-way stop at Mitthoefer Road and Rawles Avenue (District 13). PROPOSAL NO. 397, 2003. The proposal, sponsored by Councillor Langsford, authorizes a multi-way stop at Gibson Avenue and Ivanhoe Street (District 13). PROPOSAL NO. 398, 2003. The proposal, sponsored by Councillor Knox, authorizes a multi-way stop at Henry Street and Woodrow Avenue (District 17). PROPOSAL NO. 399, 2003. The proposal, sponsored by Councillor Knox, authorizes a weight limit restriction on Farnsworth Street from Holt Road to Maywood Road (Tibbs Avenue) (District 17). PROPOSAL NO. 400, 2003. The proposal, sponsored by Councillor Knox, authorizes parking restrictions on White River Parkway West Drive between Washington Street and Michigan Street (District 17). PROPOSAL NO. 401, 2003. The proposal, sponsored by Councillor Nytes, authorizes parking restrictions on Strum Avenue near State Avenue (District 22). By 7-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Bainbridge moved, seconded by Councillor Knox, for adoption. Proposal Nos. 392-401, 2003 were adopted on the following roll call vote; viz:

23 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Frick, Horseman, Knox, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Soards, Tilford

0 NAYS:

4 NOT VOTING: Gibson, Gray, Smith, Talley

2 ABSENT: Dowden, Langsford

Proposal No. 392, 2003 was retitled GENERAL ORDINANCE NO. 64, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 64, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
25	11 th St 360 W. 11 th St	None	Signal

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 393, 2003 was retitled GENERAL ORDINANCE NO. 65, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 65, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
24	Blake St University Blvd	University Blvd	Stop

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
24	Blake St University Blvd	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 394, 2003 was retitled GENERAL ORDINANCE NO. 66, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 66, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
24	25 th St Franklin Place	25 th St	Stop

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
24	25 th St Franklin Place	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 395, 2003 was retitled GENERAL ORDINANCE NO. 67, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 67, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
45	Burn Ct Fabyan Rd	Fabyan Rd	Stop

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
45	Burn Ct Fabyan Rd	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 396, 2003 was retitled GENERAL ORDINANCE NO. 68, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 68, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
28	Mitthoefer Rd Rawles Av	Mitthoefer Rd	Stop

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
28	Mitthoefer Rd Rawles Av	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 397, 2003 was retitled GENERAL ORDINANCE NO. 69, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 69, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
27	Gibson Av Ivanhoe St	Gibson Av	Stop

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
27	Gibson Av Ivanhoe St	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 398, 2003 was retitled GENERAL ORDINANCE NO. 70, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 70, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
30	Henry St Woodrow Av	Henry St	Stop

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
30	Henry St Woodrow Av	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 399, 2003 was retitled GENERAL ORDINANCE NO. 71, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 71, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-364, Trucks on certain streets restricted.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-364, Trucks on certain streets restricted, be and the same is hereby amended by the addition of the following, to wit:

11,000 POUNDS GROSS

Farnsworth Street, from Holt Road to Maywood Road (Tibbs Avenue)

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 400, 2003 was retitled GENERAL ORDINANCE NO. 72, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 72, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 621-126, Parking time restricted on designated days.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-126, Parking time restricted on designated days, be and the same is hereby amended by the addition of the following, to wit:

TWO HOURS
ON ANY DAY
EXCEPT SATURDAYS OR SUNDAYS
From 7:00 a.m. to 6:00 p.m.

White River Parkway West Drive, on the east side, from a point 126 feet north of Michigan Street to a point 170 feet north of Michigan Street

White River Parkway West Drive, on the east side, from a point 247 feet north of Michigan Street to a point 292 feet north of Michigan Street

White River Parkway West Drive, on the east side, from a point 370 feet north of Michigan Street to a point 413 feet north of Michigan Street

White River Parkway West Drive, on the east side, from a point 578 feet south of New York Street to a point 535 feet south of New York Street

White River Parkway West Drive, on the east side, from a point 458 feet south of New York Street to a point 415 feet south of New York Street

White River Parkway West Drive, on the east side, from a point 338 feet south of New York Street to a point 295 feet north of New York Street

August 4, 2003

White River Parkway West Drive, on the east side, from a point 218 feet south of New York Street to a point 175 feet south of New York Street

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 401, 2003 was retitled GENERAL ORDINANCE NO. 73, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 73, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 621-126, Parking time restricted on designated days.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-126, Parking time restricted on designated days, be and the same is hereby amended by the addition of the following, to wit:

THIRTY MINUTES
ON ANY DAY EXCEPT SATURDAYS, SUNDAYS, AND HOLIDAYS
From 9:00 a.m. to 4:00 p.m.

Sturm Avenue, on the south side, from State Avenue to the 1st alley east of State Avenue

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

NEW BUSINESS

Councillor Horseman asked for consent to present a Special Resolution celebrating the diversity of Indianapolis and encouraging attendance at such a celebration on August 24, 2003 at the City Market beginning at noon. Consent was given.

PROPOSAL NO. 478, 2003. The proposal, sponsored by Councillor Horseman, proclaims that Indianapolis celebrates its wide cultural diversity. Councillor Horseman read the proposal and moved for its adoption.

Councillor Frick asked if there is community support for this initiative and if there are other programs being planned to recognize diversity in the City. Councillor Horseman said that the Race Relations Network and some other groups are planning other such programs.

Councillor Nytes seconded the motion for adoption and Proposal No. 478, 2003 was adopted by a unanimous voice vote.

Proposal No. 478, 2003 was retitled SPECIAL RESOLUTION NO. 49, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 49, 2003

A SPECIAL RESOLUTION proclaiming that Indianapolis celebrates its wide cultural diversity.

WHEREAS, since its very earliest days Indianapolis has been peopled by immigrants arriving from many different homelands; and

WHEREAS, it was the effort of these same immigrants that literally built our city as many immigrants helped lay the brick and pour the concrete for the foundation of our city; and

WHEREAS, immigrants continue to arrive in Indianapolis, seeking the same economic and professional opportunities as those sought by our grandfathers while other immigrants arrive after fleeing despotism, or seeking religious freedom; and

WHEREAS, immigrants have brought Indianapolis many gifts, including art, music, teaching skills, medical skills, technical knowledge, manual labor and cultural diversity; and

WHEREAS, over 13,000 immigrants and non U.S. citizens serve as military reservists and over 30,000 immigrant noncitizens are currently on active duty in the military, and other immigrant noncitizens have died in Iraq on behalf of the United States; and

WHEREAS, today thousands of Indianapolis residents remember and acknowledge their ethnic roots in their own families and proudly remember their immigrant forefathers; and

WHEREAS, as Indianapolis is stronger and richer because of generations of new immigrant residents; now, therefore:

**BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. The Indianapolis City-County Council applauds the rich and varied cultural heritage that people from different backgrounds have brought to this city for the past 150 years

SECTION 2. While supporting the right of free speech and petition, the Council deplors the motivation behind certain ethnocentric nativists who would publicly demean others on the basis of race and ethnic heritage.

SECTION 3. The Indianapolis City-County Council encourages the residents of Indianapolis to celebrate diversity on August 24, 2003, starting at Noon at the City Market in downtown Indianapolis.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

ANNOUNCEMENTS AND ADJOURNMENT

The President said that the docketed agenda for this meeting of the Council having been completed, the Chair would entertain motions for adjournment.

Councillor Boyd stated that he had been asked to offer the following motion for adjournment by Councillor Langsford in memory of Christopher Pea and Thomas A. Reckley.

Councillor Boyd moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of Christopher Pea and Thomas A. Reckley. He respectfully asked the support of fellow Councillors. He further requested that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the family advising of this action.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 8:30 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 4th day of August, 2003.

August 4, 2003

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

Philip C. Booth DM

President

ATTEST:

Shelley Hart

Clerk of the Council

(SEAL)

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA
REGULAR MEETINGS**

MONDAY, AUGUST 25, 2003

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:10 p.m. on Monday, August 25, 2003, with President Borst presiding.

Councillor Moriarty Adams led the opening prayer and invited all present to join her in the Pledge of Allegiance to the Flag.

ROLL CALL

President Borst instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

27 PRESENT: Bainbridge, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford
2 ABSENT: Black, Massie

A quorum of twenty-seven members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Gray introduced Washington Township resident Joe Simpson. Councillor Knox recognized City-County Council candidate Danny White. Councillor Horseman introduced Greg Bose, City-County Council candidate, and Sue Solmos, neighborhood leader. Councillor Bradford recognized Roberta Ross, president of the Meridian-Kessler Neighborhood Association. Councillor Frick introduced City-County Council candidate Liz Karlson.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA

Ladies And Gentlemen :

You are hereby notified the REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, August 25, 2003, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Philip C. Borst, D.V.M.
President, City-County Council

August 5, 2003

TO PRESIDENT BORST AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the *Court & Commercial Record* and in the *Indianapolis Star* on Friday, August 8, 2003, a copy of a Notice of Public Hearing on Proposal Nos. 439, 440, 442-450, and 452, 2003, said hearing to be held on Monday, August 25, 2003, at 7:00 p.m. in the City-County Building.

Respectfully,
s/Suellen Hart
Clerk of the City-County Council

August 15, 2003

TO PRESIDENT BORST AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have approved with my signature and delivered this day to the Clerk of the City-County Council, Suellen Hart, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 91, 2003 - approves an increase of \$206,000 (Federal Grants Funds) and a transfer of \$21,905 (Park General Fund) in the 2003 Budget of the Department of Parks and Recreation to continue the after school programs in the Forest Manor School, School #108, and The Boys and Girls Club in Raymond Park Middle School for the 2003-2004 school year, financed by a federal grant and a transfer between characters

FISCAL ORDINANCE NO. 92, 2003 - approves an increase of \$522,138 in the 2003 Budget of the Department of Parks and Recreation (Park General Fund) to replace the burned playground equipment in Washington Park, install shelters at the summer lunch sites, and support projects at Garfield, Christian, Rhodius, and Bethel Parks, financed by interest earnings on Lilly Endowment funds

FISCAL ORDINANCE NO. 93, 2003 - approves an increase of \$20,421 in the 2003 Budget of the Marion County Justice Agency (State and Federal Grants Fund) to provide salaries for Crisis Line employees, funded by a grant from the Julian Center

FISCAL ORDINANCE NO. 94, 2003 - approves an increase of \$9,500 in the 2003 Budget of the Marion County Justice Agency (Law Enforcement Fund) to appropriate unappropriated and unencumbered funds for the 2003 Budget

FISCAL ORDINANCE NO. 96, 2003 - approves a transfer of \$23,530 in the 2003 Budget of the Department of Public Safety, Animal Care and Control Division (Consolidated County Fund) to pay for rabies vaccines for animal control officers, repair the facility's power washers, pay for server support fees, and provide work suits for field and kennel employees required by the AFSCME agreement

GENERAL ORDINANCE NO. 62, 2003 - clarifies the application and procedures under which the city and county indemnify and defend officers, employees, and agents

GENERAL ORDINANCE NO. 63, 2003 - amends the Revised Code regarding licenses to operate public vehicles for hire and the eligibility requirements pertaining to drunk driving

GENERAL ORDINANCE NO. 64, 2003 - authorizes a traffic signal at 360 W. 11th Street (District 16)

GENERAL ORDINANCE NO. 65, 2003 - authorizes a multi-way stop at Blake Street and University Boulevard (District 16)

GENERAL ORDINANCE NO. 66, 2003 - authorizes a multi-way stop at 25th Street and Franklin Place (District 16)

GENERAL ORDINANCE NO. 67, 2003 - authorizes a multi-way stop at Burn Court and Fabyan Road (District 25)

GENERAL ORDINANCE NO. 68, 2003 - authorizes a multi-way stop at Mitthoefer Road and Rawles Avenue (District 13)

GENERAL ORDINANCE NO. 69, 2003 - authorizes a multi-way stop at Gibson Avenue and Ivanhoe Street (District 13)

GENERAL ORDINANCE NO. 70, 2003 - authorizes a multi-way stop at Henry Street and Woodrow Avenue (District 17)

GENERAL ORDINANCE NO. 71, 2003 - authorizes a weight limit restriction on Farnsworth Street from Holt Road to Maywood Road (Tibbs Avenue) (District 17)

GENERAL ORDINANCE NO. 72, 2003 - authorizes parking restrictions on White River Parkway West Drive between Washington Street and Michigan Street (District 17)

GENERAL ORDINANCE NO. 73, 2003 - authorizes parking restrictions on Strum Avenue near State Avenue (District 22)

SPECIAL RESOLUTION NO. 47, 2003 - determines the need to lease approximately 3,500 square feet of office space at 8311 North Perimeter Road for Indiana Task Force One

SPECIAL RESOLUTION NO. 48, 2003 - approves a public purpose grant in the amount of \$35,000 to Indiana Reading and Information Services to provide radio reading programs for the blind and print-disabled in Marion County

SPECIAL RESOLUTION NO. 49, 2003 - proclaims that Indianapolis celebrates its wide cultural diversity

Respectfully,
s/Bart Peterson, Mayor

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed.

Councillor Schneider moved, seconded by Councillor Coonrod, to move Proposal Nos. 464 and 475, 2003 under New Business for action this evening.

Councillor Sanders asked if moving these items under New Business would then pull them from Public Hearing and not allow the public to speak to these items as advertised. Councillor Schneider said that this is not his intention, and he would simply like to place them, along with the public hearing, as an agenda item for consideration.

Councillor Horseman asked what the significance is in placing the proposals under New Business and how they would be treated differently from where they are currently placed on the agenda. Robert Elrod, General Counsel, said that the items are only on the agenda for public testimony at this time. By placing them under New Business, the proposals would then be open for action by the Council. Councillor Horseman asked if the proposals would then not need to go through the normal Committee process. Mr. Elrod said that the proposals are still in Committee and could be acted on in both venues.

Councillor Coonrod said that it is his understanding that the Council cannot take final action on property tax levies this evening because of legal requirements. Final action on budget proposals is scheduled for September 15, 2003. He said that placing these proposals under New Business would simply allow the Council to consider the proposals and possibly offer amendments.

Councillor Nytes said that she appreciates the explanation, but is concerned that all of the Committees have not been able to have a public hearing on these items. She said that she would not feel comfortable voting on an amendment without discussions with City or County staff or Council Fiscal Consultant Jim Steele.

Councillor Boyd said that he agrees with Councillor Nytes, and without having an opportunity to consider these items in Committee, he feels it is absolutely not a good use of Council time this evening.

Councillor Bradford said that though some may think this is crazy to act on tonight, he feels nothing is crazy about the public being able to talk about a budget that might be changed after all public testimony is finished. What was done last year was worse, in that the budget was changed after all final Committee hearings, and the public had no final say.

Councillor Coonrod said that it is important to allow discussion and perhaps amendments to Proposal No. 475, 2003, which are the property tax levies for the City and County. There was a lot of criticism of the budget process last year, when the Council had a public hearing, took no action, and then later at a meeting that was not a public hearing, a deal was presented to the Council and voted on when the public was not paying attention. He said that because tonight is a public hearing, Council members should be allowed to propose changes while the public is here, instead of hiding changes from them. President Borst said that the changes made last year after the public hearing by the full Council were done in three public hearings on the Committee level, and therefore Councillor Coonrod's comments are not totally accurate.

Councillor Horseman said that she received an award from Taxpayers for Accountability in Government last year for speaking against some of the levies last year. She said, however, that there is a public hearing process that goes through Committees, who take testimony from both staff and the public. For her to vote on an amendment without prior information or being able to consult with Mr. Steele or the agencies impacted is irresponsible.

Councillor Schneider said that the reason he is asking that these proposals be pulled out for discussion this evening is because last year he proposed a tax rate decrease in one of the funds during Final Adoption, which was after all of the public testimony and Committee hearings. He said that one of the main reasons colleagues voted against the amendment is because they did not have ample opportunity to discuss it with staff and with the public. He said that, therefore, in response to what happened last year, this would give the opportunity for Committee chairmen, staff, and the public a chance to review such an amendment and understand its impact. He said that this motion is simply an attempt to avoid a last-minute change and give citizens a tax relief.

Councillor Boyd asked if a meeting has taken place among some Council members regarding an amendment to be proposed. Councillor Schneider said that no discussions outside of regular caucus meetings have taken place.

The motion to add Proposal Nos. 464 and 475, 2003 to New Business items carried by the following roll call vote; viz:

14 YEAS: Bainbridge, Borst, Bradford, Cockrum, Coonrod, Dowden, Frick, Langsford, McWhirter, Moriarty Adams, Schneider, Smith, Soards, Tilford

13 NAYS: Boyd, Brents, Conley, Coughenour, Douglas, Gibson, Gray, Horseman, Knox, Nytes, Sanders, Short, Talley

2 ABSENT: Black, Massie

Councillor Short asked if it takes a majority of members or simply a majority of those present to pass. Mr. Elrod said that it would be a majority of those present.

Councillor Horseman asked if there is a proposed amendment that could be distributed now, so that Councillors have ample time to review them before voting on the measure. She said that any amendment would have to be in writing, and therefore, she would assume it was already written. Councillor Schneider said that the amendment is not yet completed and is still being written.

Without further objection, the agenda was adopted.

APPROVAL OF THE JOURNAL

The President called for additions or corrections to the Journal of August 4, 2003. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS

PROPOSAL NO. 494, 2003. The proposal, sponsored by Councillors Gray, Langsford, Short, and Frick, remembers the life and contributions of Jim Smeehuyzen. Councillor Short read the proposal and presented representatives with copies of the document and Council pins. Stephanie Morris, Mr. Smeehuyzen's sister, thanked the Council for the recognition. Joe Simpson offered his condolences to Mr. Smeehuyzen's family on behalf of all Washington Township Board Members, and said that he will be sorely missed. Mike Reeves, president of the Indianapolis Firefighters Union Local 416, said that Mr. Smeehuyzen was a great asset to the community. Councillor Gray moved, seconded by Councillor Langsford, for adoption. Proposal No. 494, 2003 was adopted by a unanimous voice vote.

Proposal No. 494, 2003 was retitled SPECIAL RESOLUTION NO. 50, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 50, 2003

A SPECIAL RESOLUTION remembering the life and contributions of Washington Township firefighter Jim Smeehuyzen.

WHEREAS, Captain Jim "Smee" Smeehuyzen graduated from Bishop Chatard High School, and from Butler University with a degree in journalism; and

WHEREAS, on May 15, 1992, he joined the ranks as Badge 77 on the Washington Township Fire Department, where in 1994 he was appointed as Captain of Public Safety Education and Public Information Officer for the department; and

WHEREAS, "Captain Jim" was in his element working with Washington Township elementary school kids in fire safety education, creating lunch with a firefighter days in the schools, became involved with the fire setters education program, St. Vincent's Childrens Hospital, Bravehearts Camp, and other opportunities to educate children about the dangers of fire; and

WHEREAS, he received numerous awards for his work and was very good at his dream job, until an insidious brain cancer forced him to retire in late 2002, and ending his earthly life on August 10, 2003; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council remembers the life and contributions of Captain Jim Smeehuyzen of the Washington Township Fire Department.

SECTION 2. The best fire is one that is prevented and never started, and the results of "Fireman Jim's" safety education work will live on for many years in the lives of all of the young people whom he reached with his fire safety message.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 509, 2003. The proposal, sponsored by Councillor Horseman, recognizes the Indianapolis Colts for their game broadcasts in Spanish by Armando Quintero on Radio Latina WEDJ (FM 107.1). Councillor Horseman read the proposal and presented Mr. Quintero with a copy of the document and a Council pin. Mr. Quintero thanked the Council for the recognition. Councillor Horseman moved, seconded by Councillor Sanders, for adoption. Proposal No. 509, 2003 was adopted by a unanimous voice vote.

Proposal No. 509, 2003 was retitled SPECIAL RESOLUTION NO. 51, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 51, 2003

A SPECIAL RESOLUTION recognizing the Indianapolis Colts for their game broadcasts in Spanish by Armando Quintero on Radio Latina WEDJ (FM 107.1).

WHEREAS, research has shown that Hispanics are rapidly embracing NFL football, that Indianapolis has the nation's fourth fastest growing Hispanic population in the nation, and that few NFL, NBA nor major league baseball teams outside of the Southwest United States carry their games in Spanish; and

WHEREAS, starting this month, the 10 home pre-season and regular season games of the Indianapolis Colts will be broadcast live on Radio Latina WEDJ (FM 107.1); and

WHEREAS, the play-by-play announcer is Armando Quintero who was the Spanish voice of the Dallas Cowboys for the past 21 seasons, and the San Antonio Spurs for five years before that; and

WHEREAS, the Colts have already secured several advertisers for the local Spanish language broadcast, including: Union Federal Bank, Cingular Wireless, American Family Insurance, Gatorade, the Hubler Import Automotive Group, "The Indianapolis Star", MBNA, Motorola, the Indiana Criminal Justice Institute, and Castrol; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes the initiative of the Indianapolis Colts in addressing the local Hispanic market through Radio Latina WEDJ (FM 107.1).

SECTION 2. The Council welcomes sportscaster Armando Quintero to Indianapolis, and looks forward to this new relationship to make Colts pro football more inclusive for all people in the city.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 385, 2003. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 385, 2003 on August 6, 2003. The proposal, sponsored by Councillor Dowden, appoints Gerald J. Papenmeier to the Indianapolis-Marion County Forensic Board. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Coughenour, for adoption. Proposal No. 385, 2003 was adopted by a unanimous voice vote.

Proposal No. 385 2003 was retitled COUNCIL RESOLUTION NO. 85, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 85, 2003

A COUNCIL RESOLUTION appointing Gerald J. Papenmeier to the Indianapolis-Marion County Forensic Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Indianapolis-Marion County Forensic Board, the Council appoints:

Gerald J. Papenmeier

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2004. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 451, 2003. Introduced by Councillors Nytes and Moriarty Adams. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which determines the need to lease 3,800 feet of office space at 5301 Turtle Creek Drive North for the use of the Marion County Sheriff's Department"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 479, 2003. Introduced by Councillor Soards. The Clerk read the proposal entitled: "A Proposal for a General Resolution which reviews, modifies, and approves the operating and maintenance budget and tax levies of the Indianapolis Airport Authority District"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 480, 2003. Introduced by Councillor Soards. The Clerk read the proposal entitled: "A Proposal for a General Resolution which reviews, modifies, and approves the operating and maintenance budget and tax levies of the Capital Improvement Board of Managers of Marion County"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 481, 2003. Introduced by Councillor Soards. The Clerk read the proposal entitled: "A Proposal for a General Resolution which reviews, modifies, and approves the operating and maintenance budget and tax levies of the Health and Hospital Corporation of Marion County"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 482, 2003. Introduced by Councillor Soards. The Clerk read the proposal entitled: "A Proposal for a General Resolution which reviews, modifies, and approves the operating and maintenance budget and tax levies of the Indianapolis-Marion County Public Library Board"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 483, 2003. Introduced by Councillor Soards. The Clerk read the proposal entitled: "A Proposal for a General Resolution which reviews, modifies, and approves the operating and maintenance budget and tax levies of the Indianapolis Public Transportation Corporation"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 484, 2003. Introduced by Councillors McWhirter, Boyd, Moriarty Adams, and Talley. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which clarifies the provisions that govern the licensure of adult entertainment businesses, and makes certain definitions consistent with those in the city's zoning ordinances"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 485, 2003. Introduced by Councillors Dowden, Douglas, Moriarty Adams, and Talley. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which provides 40 hours of paid leave for public safety officers who sustain an on-duty injury that causes him or her to be absent from work for more than 40 consecutive hours"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 486, 2003. Introduced by Councillors Dowden, Douglas, Moriarty Adams, and Talley. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which increases annual leave for firefighters, and allows firefighters to opt out of sick leave provisions of Section 252-303(b) and into the sick leave provisions of Section 252-303(a)"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 487, 2003. Introduced by Councillor Black. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which expresses opposition to federal legislation that seeks to grant the firearms industry special protection against legal actions that would hold the industry accountable for their contribution to gun violence in this country"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 488, 2003. Introduced by Councillor Massie. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Bartlett Avenue and Pacific Street (District 20)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 489, 2003. Introduced by Councillor Black. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at College Avenue and 40th Street (District 6)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 490, 2003. Introduced by Councillor Langsford. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a stop sign at Greenfield Avenue and Shimer Avenue (District 13)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 491, 2003. Introduced by Councillor Gray. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a change in intersection controls at 33rd Street and Kenwood Avenue (District 9)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 492, 2003. Introduced by Councillors Smith and Coughenour. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a "no left turn"

restriction on Emerson Avenue at Southport Terrace (Districts 23, 24)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 493, 2003. Introduced by Councillors Bainbridge and Moriarty Adams. The Clerk read the proposal entitled: "A Proposal for a General Resolution which acquires easements on real estate currently owned by Coble Metropolitan Business Center, Inc., which will help reduce or eliminate combined sewer overflows in the lower reaches of Pogues Run"; and the President referred it to the Public Works Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 495, 2003, PROPOSAL NO. 496, 2003, PROPOSAL NO. 497, 2003, PROPOSAL NO. 498, 2003, PROPOSAL NO. 499, 2003 and PROPOSAL NOS. 500-508, 2003. Introduced by Councillor Langsford. Proposal No. 495, 2003, Proposal No. 496, 2003, Proposal No. 497, 2003, Proposal No. 498, 2003, Proposal No. 499, 2003, and Proposal Nos. 500-508, 2003 are proposals for Rezoning Ordinances certified by the Metropolitan Development Commission on August 12, 13, and 14, 2003. The President called for any motions for public hearings on any of those zoning maps changes. There being no motions for public hearings, the proposed ordinances, pursuant to IC 36-7-4-608, took effect as if adopted by the City-County Council, were retitled for identification as REZONING ORDINANCE NOS. 119-132, 2003, the original copies of which ordinances are on file with the Metropolitan Development Commission, which were certified as follows:

REZONING ORDINANCE NO. 119, 2003.

2000-ZON-123

5505 Lafayette Road (approximate address), INDIANAPOLIS.

PIKE TOWNSHIP, COUNCILMANIC DISTRICT # 9

ADACO, LLC, requests a rezoning of 2.754 acres, being in the D-2 District, to the C-3C classification to provide for commercial office uses.

REZONING ORDINANCE NO. 120, 2003.

2002-ZON-087

5111 West 62nd Street (approximate address), INDIANAPOLIS.

PIKE TOWNSHIP, COUNCILMANIC DISTRICT # 1

MOUNT PLEASANT MISSIONARY BAPTIST CHURCH requests rezoning of 5.37 acres from PK-1 and PK-2 to SU-1 to legally establish religious uses and to provide for an expansion of a church.

REZONING ORDINANCE NO. 121, 2003.

2003-ZON-014

2915 SOUTH MADISON AVENUE (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT #20

BRAUVIN CAPITAL PARTNERS, LLC requests a rezoning of 0.969 acres, being in the D-8 District, to the C-5 classification to legally establish a restaurant.

REZONING ORDINANCE NO. 122, 2003.

2001-ZON-110

8067 OAKLANDON ROAD (approximate address), INDIANAPOLIS.

LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT # 5

HOLY TRINITY LUTHERAN CHURCH, by Jim Boerger, requests a rezoning of 4.3 acres, being in the D-A District, to the SU-1 classification to provide for religious uses.

REZONING ORDINANCE NO. 123, 2003.

2001-ZON-020

4884 and 4888 KENTUCKY AVENUE (approximate address), INDIANAPOLIS.

DECATUR TOWNSHIP, COUNCILMANIC DISTRICT # 19

SPEEDWAY SUPERAMERICA LLC, by Philip A. Nicely, requests a rezoning of 1.4 acres, being in the D-3 District, to the C-4 classification to provide for a convenience store/gasoline station.

REZONING ORDINANCE NO. 124, 2003.

2003-ZON-035

1805, 1807, 1817, 1821 and 1827 SOUTH MERIDIAN STREET, 13 EAST CAVEN STREET, 14 and 18 ADLER STREET (approximate addresses), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT #25

RICHARD H. and MILLIE GREEN, by David Kingen, requests a rezoning of 0.66 acre, being in the D-8 and C-1 Districts, to the C-S classification to legally establish a popcorn production, distribution and retail outlet.

REZONING ORDINANCE NO. 125, 2003.

2003-ZON-070

1425 JONES STREET (FILED AS 1440 WEST MORRIS STREET (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT #25

HURRICANE FOODS, by Mary E. Solada, requests a rezoning of 0.90 acre, being in the I-3-U District, to the C-3 classification to provide for a restaurant.

REZONING ORDINANCE NO. 126, 2003.

2003-ZON-084

1917 TO 2043 SUGAR GROVE AVENUE, 1212 TO 1220 AND 1226 TO 1235 WEST 20TH STREET (approximate addresses), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT #16

BOARD OF SCHOOL COMMISSIONERS, CITY OF INDIANAPOLIS, by David Kingen, requests a rezoning of 4.80 acres, being in the D-5 District, to the SU-2 classification to provide for educational uses.

REZONING ORDINANCE NO. 127, 2003.

2003-ZON-086

1101 and 1109 NORTH SHADELAND AVENUE (approximate addresses), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT #12

ANTHONY M. CAMPO requests a rezoning of 0.90 acre, being in the D-3 District, to the C-1 classification to provide for office uses.

REZONING ORDINANCE NO. 128, 2003.

2003-ZON-087

2110 MUESSING ROAD (approximate address), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT #13

THOMAS A. AND MARLENE K. BUTLER request a rezoning of ten acres, being in the D-S (FF) (FW) District, to the D-A (FF) (FW) classification to provide for agricultural uses.

REZONING ORDINANCE NO. 129, 2003.

2003-ZON-091

8401 NORTHWEST BOULEVARD (approximate address), INDIANAPOLIS.

PIKE TOWNSHIP, COUNCILMANIC DISTRICT #1

ORTHOPAEDICS INDIANAPOLIS. SURGICAL ASSOCIATES, by Mary E. Solada, requests a rezoning of 2.77 acres, being in the I-2-S District, to the HD-1 classification to provide for the expansion of an inpatient orthopedics hospital.

REZONING ORDINANCE NO. 130, 2003.

2003-ZON-092

5701 CASTLE CREEK PARKWAY, NORTH DRIVE, (approximate address), INDIANAPOLIS.

WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT # 3

BANK ONE, by Shokrina Radpour Beering, requests a rezoning of 1.61 acre, being in the C-S District, to the C-1 classification to provide for a bank.

REZONING ORDINANCE NO. 131, 2003.

2003-ZON-824

5550 BRADBURY AVENUE (approximate address), INDIANAPOLIS.

WAYNE TOWNSHIP, COUNCILMANIC DISTRICT # 19

XL CORPORATION, by Mary E. Solada, requests a rezoning of 1.08 acres, being in the C-S District, to the C-S classification to provide for office uses, bed and breakfast inn, dinner theatre, eating place, hotel, motel and tourist court, camera and photographic supply store, computer and computer software store, florist, office supply store, telephone store gift shop, jewelry store or an industrial training school.

REZONING ORDINANCE NO. 132, 2003.

2003-ZON-827

1847, 1849, 1851 and 1853 MILLER STREET (approximate addresses), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT #25

INDIANAPOLIS DEVELOPMENT CORPORATION requests a rezoning of 0.44 acre, being in the PK-1 and D-5 Districts to the D-5II classification to provide for single-family residential development.

SPECIAL ORDERS – PUBLIC HEARING ON PROPOSED BUDGETS

President Borst called for public testimony on the following budget ordinances and resolutions, but stated that no action is scheduled to be taken by the Council this evening, other than possible action on Proposal Nos. 464 and 475, 2003, which were also added under New Business.

PROPOSAL NO. 462, 2003. The proposal adopts the annual budget of the Police Special Service District for 2004 appropriating \$125,276,616 and levying property taxes to fund such budget. PROPOSAL NO. 463, 2003. The proposal adopts the annual budget for the Fire Special Service District for 2004 appropriating \$85,792,951 and levying property taxes to fund such budget. PROPOSAL NO. 464, 2003. The proposal adopts the annual budget for the Solid Waste Collection Special Service District for 2004 appropriating \$30,005,245 and levying property taxes to fund such budget. PROPOSAL NO. 465, 2003. The proposal adopts the annual budget for 2004 for the Consolidated City appropriating \$245,752,767. PROPOSAL NO. 466, 2003. The proposal appropriates \$39,018,209 for the necessary payments for city sinking funds for 2004. PROPOSAL NO. 467, 2003. The proposal appropriates the amounts necessary for payments from the Revenue Bonds Debt Service Funds for 2004 totaling \$58,868,213. PROPOSAL NO. 468, 2003. The proposal adopts the annual budget for the Metropolitan Emergency Communications Agency for 2004 appropriating \$12,019,529. PROPOSAL NO. 469, 2003. The proposal adopts the annual budget and levies for the Marion County Office of the State Department Family and Children for 2004 appropriating \$70,958,890 and levying property taxes to fund such expenditures. PROPOSAL NO. 470, 2003. The proposal adopts the annual budget for 2004 for certain constitutional officers of Marion County appropriating \$32,666,683. PROPOSAL NO. 471, 2003. The proposal adopts the annual budget for 2004 for certain Marion County law enforcement and correction agencies appropriating \$99,563,546. PROPOSAL NO. 472, 2003. The proposal adopts the annual budget for 2004 for certain judicial agencies of Marion County appropriating \$73,061,085. PROPOSAL NO. 473, 2003. The proposal adopts the annual budget for 2004 for certain administrative offices and agencies of Marion County appropriating \$50,569,849. PROPOSAL NO. 474, 2003. The proposal allocates certain miscellaneous revenues of the Consolidated City and Marion County to respective funds. PROPOSAL NO. 475, 2003. The proposal determines the tax levy for 2004 for each fund of the Consolidated City and Marion County.

Carl Moldthan, Taxpayers for Accountability in Government, said that it is wrong to get the public testimony out of the way three weeks before the budget is acted on, so that backroom meetings can take place before then. He said that municipal corporations budgets have not even been heard yet in Committee, and these entities raised their taxes last year 18.1% for Health and Hospital Corporation, 20.7% for the Library, and 10.9% for IndyGo. He said that the Mayor can make arrangements for the Capital Improvements Board to give money to the Indianapolis Colts

so that he can say it was not his responsibility, because they are a municipal corporation. That is the reason Taxpayers for Accountability in Government is asking the General Assembly to dissolve all municipal corporations and make them City departments. He said that last year the City-County Council, along with the Mayor, raised property taxes by 13.5%, the single largest property tax increase in probably 25 years. He said that many taxpayers were hit with a horrible increase in property tax reassessment. He said that the Mayor promised \$20.9 million in cuts in the budget and all of those cuts should be in property taxes and not in public safety. He said that last year Mayor Bart Peterson said "the City budget, the budget for which I am responsible, is fully funded and it does not increase taxes." The Mayor is the elected leader since UniGov was adopted. The Mayor did not run for just part of the job, but for the entire County. He said that Mayor Peterson has said that he would not help County government, but he would hope he would not abandon them for the sake of party politics. He said that this would be as if a portion of Decatur Township was burning and the Mayor sat in his comfortable chair saying, "The area for which I am responsible is safe." He urged the Mayor to wake up and serve the entire City of Indianapolis and not pick and choose his problems or causes.

Councillor Talley asked if Council members are able to make remarks. President Borst said that this is a time specifically set aside for the public to voice their opinions and the Council will have the opportunity to make their remarks regarding these proposals on September 15, 2003. Councillor Talley said that he would like the public to be able to hear his remarks in response to their input. President Borst said that Councillor Talley would be able to make those remarks in Committee hearings and the final hearing of the budget on September 15, 2003. Councillor Talley asked for permission to make a brief comment. President Borst allowed the remarks. Councillor Talley said that if Mr. Moldthan wants to take responsibility for holding the line on taxes, he should also be willing to take the responsibility for deaths due to high infant mortality rates because Health and Hospital and other such entities do not have the funds they need.

Roberta Ross, president of the Meridian-Kessler Neighborhood Association, said that her community is often referred to as "the whiners" of Indianapolis, but they are also apparently among the wealthiest, and therefore, will be funding a lot of this budget. She said that she was told that the departments have a huge spend-down at the end of the year to spend surplus budgeted money so that they can justify a larger budget next year. She asked who really reviews the department's expenditures. She said that she is waiting for Councillors to ask the hard questions of those representatives asking for more money this year and require proof of the money they are using. She asked if the public safety budget is passed, is that an excuse for the Mayor not to give the Indianapolis Police Department a raise. Or if that raise is already built into this budget, it makes a person wonder how much padding is built into all the other budgets being considered. The Council does not have to accept a department's proposal for a budget simply because it is what they want. The Council has a duty to the taxpayers, of which 20,000 citizens in the Meridian-Kessler neighborhood will fund this budget at a larger percentage. While the Meridian-Kessler citizens do not think they will see their services go up or get better, they have seen their taxes increase substantially. She urged the Council to be responsible in spending the taxpayer money, put the rubber stamps away, ask the hard questions, pare down the budget, and run the City like a business.

Marvin Bechtel, Meridian-Kessler resident, said that although he has made numerous improvements on his 100-year home, obtaining all the proper licenses and building permits, he has never seen an assessor over the last several years. Yet his tax reassessment increased \$2,500, even though his assessment records are based on his house before the improvements at an extremely high assessment. He said that he appealed his tax bill and the inspector that came out to assess simply took a tape measure around the outside of the house and did not even ask to

come inside. He said that citizens are paying higher taxes for more government buildings and bureaucracy. He said that government should be more concerned about providing government services than lining pocketbooks.

Sue Solmos, Near Eastside resident, said that not just the wealthy have been hit by property tax reassessments this year. She thanked the Mayor and his staff that they have come up with \$12.2 million in cuts, have elected to take a paycut, and that City employees have elected not to take a raise. However, she urged Council members not to cut the budget any more and therefore eat into neighborhood services that affect the quality of life of people who most need those services.

Vince Huber, president of the Fraternal Order of Police (FOP), asked for the continued support for the men and women who keep this City safe. He asked the Council to endorse and support the Marion County contract that was overwhelmingly endorsed by active and retired members. He asked for the Council to be involved in getting a contract for the police officers, as they have been working without a contract for the past eight months.

Mike Reeves, president for the Indianapolis Firefighters Local 416, said that it is extremely important to pass the public safety budgets. He said they are not asking to add to the budget, but the budget cannot afford to be cut any in order to offer the services needed to keep citizens safe.

Clark Kahlo, Meridian-Kessler resident and member of the Greater Broad Ripple Community Coalition, said that his property taxes tripled this year. He has attended several Committee meetings the past few weeks, and there have been no hard questions. He said that he offered comments and suggestions at these Committee hearings, and the Committee members were not responsive to his comments and he received a lot of dead looks. He said that he objects to continuing to raid the sewer fund to fund public safety pension funds, and he feels this is not legal. He encouraged the Council to critically review the Parks Department budget, specifically the allocations to the Arts Council of Indianapolis. He said that many of those entities that receive funds from the Arts Council are very well endowed and have substantial budgets, and therefore do not need taxpayer funds to help them market their programs. Such programs are the Indianapolis Museum of Art, the Children's Museum, and the Indianapolis Art Center. He said that Washington Township inside has 600 parcels that are tax-exempt, in addition to another 200 church properties that are also tax exempt. He said that the City should look at the tax ability of some of these charitable and educational facilities and find a way for payments in lieu of taxes to help balance the load of residents.

Janet Charles, Meridian-Kessler resident, said that her assessment also went up and actually quadrupled, but she has not come to talk about her assessment. She said that she is here to voice her support for the choices Mayor Bart Peterson has made to freeze salaries of non-union workers. She said that all citizens and families, in these tough economic times, are doing more with less, and this is a way to show these families the City is in it together. She added that she applauds the Mayor's choice to stay the course on public safety and his commitment in that area.

Elise Nieshalla, citizen, said that 12% of Marion County residents had taxes that increased 100% or more. She said that this type of increase is something that cannot be planned for. She said that in talking with Councillor Talley, she understands that there are many services that are so very vital that need to continue to be funded and therefore everyone needs to give a little. She said that she and her neighbors were prepared to give a little more, a reasonable amount more, but not 400% more, as some residents have experienced.

Paul Sterrett, retired judge, said that Indianapolis has become a great magnet for illegal immigrants. He said that the illegal immigrants hit the City in their schools, hospitals, and other important services and entities. He said that as a judge, he has confiscated many illegal licenses and identification cards, but now illegal immigrants are allowed to vote in elections because of the Motor Voter law. Councillor Gray said that he does not understand how a lesson on races has anything to do with the budget. Mr. Sterrett said that these illegal aliens have a great impact on the City's budget.

Councillor Coonrod said that since the public testimony on the budget has just been held, and there are still people in the room interested in the budget, possibly the discussion on Proposal Nos. 464 and 475, 2003 could be moved next on the agenda. President Borst asked if copies of the amendments have been distributed. Seeing that they had not, President Borst said that he would be glad to address these proposals and move them up on the agenda once copies have been distributed.

SPECIAL ORDERS - PUBLIC HEARING

Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 439 and 442-450, 2003 on August 13, 2003. He asked for consent to vote on Proposal Nos. 439, 443-447, and 450, 2003 together as they all passed out of Committee with unanimous votes. Consent was given.

PROPOSAL NO. 439, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$69,885 in the 2003 Budgets of the County Auditor and Public Defender Agency (State and Federal Grants Fund) for the continuation of the Sentencing Alternative Programs, funded by a state grant (Indiana Criminal Justice Institute) (The local match of \$42,190 is funded by existing appropriations in the Public Defender Agency, Marion Superior Court, and Community Corrections budgets.). PROPOSAL NO. 443, 2003. The proposal, sponsored by Councillors Dowden and Talley, approves an increase of \$31,994 in the 2003 Budget of the County Prosecutor (State and Federal Grants Fund) to fund the Adult Protective Services Victim Assistance Program for Breaking Free, Inc., funded by a state grant (Indiana Criminal Justice Institute). PROPOSAL NO. 444, 2003. The proposal, sponsored by Councillors Dowden and Talley, approves an increase of \$81,045 in the 2003 Budget of the County Prosecutor (State and Federal Grants Fund) to fund the Salvation Army Social Service Center which provides quality shelter and supportive services to women and children who are victims of domestic violence, funded by a state grant (Indiana Criminal Justice Institute). PROPOSAL NO. 445, 2003. The proposal, sponsored by Councillors Dowden and Talley, approves an increase of \$45,352 in the 2003 Budget of the County Prosecutor (State and Federal Grants Fund) to provide funding for therapy for battered women and children through the Julian Center, funded by a state grant (Indiana Criminal Justice Institute). PROPOSAL NO. 446, 2003. The proposal, sponsored by Dowden, approves an increase of \$12,698 in the 2003 Budget of the County Prosecutor (State and Federal Grants Fund) to provide partial funding for the volunteer coordinator at the Marion County Family Advocacy Center, funded by a state grant (Indiana Criminal Justice Institute). PROPOSAL NO. 447, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$95,237 in the 2003 Budget of the County Prosecutor (State and Federal Grants Fund) to fund a trained child interviewer and also to fund Project Safe Families at the Marion County Family Advocacy Center, funded by a state grant (Indiana Criminal Justice Institute). PROPOSAL NO. 450, 2003. The proposal, sponsored by Councillor McWhirter, approves an increase of \$389,623 in the 2003 Budgets of the County Auditor and the County Prosecutor (State and Federal Grants Fund) to enhance adjudication of cases involving violent offenders to include juvenile offenders, funded by a federal grant (Block Grant #7). By unanimous votes, the

Committee reported Proposal Nos. 439 and 443-447, 2003 to the Council with the recommendation that they do pass and Proposal No. 450, 2003 to the Council with the recommendation that it do pass as amended.

President Borst called for public testimony at 8:29 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor McWhirter, for adoption. Proposal Nos. 439 and 443-447, 2003 and Proposal No. 450, 2003, as amended, were adopted on the following roll call vote; viz:

26 YEAS: Bainbridge, Borst, Boyd, Bradford, Brents, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford

0 NAYS:

1 NOT VOTING: Cockrum

2 ABSENT: Black, Massie

Proposal No. 439, 2003 was retitled FISCAL ORDINANCE NO. 97, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 97, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Sixty-nine Thousand Eight Hundred Eight-five Dollars (\$69,885) in the State and Federal Grants Fund for purposes of the Public Defender Agency and County Auditor and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (g) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Auditor and Public Defender Agency to continue the Sentencing Alternative Programs.

SECTION 2. The sum of Sixty-nine Thousand Eight Hundred Eight-five Dollars (\$69,885) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services - fringes	8,854
<u>PUBLIC DEFENDER AGENCY</u>	
1. Personal Services	50,789
3. Other Services and Charges	10,242
TOTAL INCREASE	69,885

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered State and Federal Grants Fund	69,885
TOTAL REDUCTION	69,885

SECTION 5. The local match of \$42,190 is funded by the following existing appropriations in the Public Defender Agency, Marion Superior Court, and Community Corrections budgets and is hereby approved:

<u>PUBLIC DEFENDER AGENCY</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services and Charges	9,190

MARION SUPERIOR COURT

3. Other Services and Charges

COUNTY GENERAL FUND

5,000

COMMUNITY CORRECTIONS

3. Other Services and Charges

HOME DETENTION USER FEE FUND

28,000

TOTAL MATCH

42,190

SECTION 6. Except to the extent of matching funds approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 443, 2003 was retitled FISCAL ORDINANCE NO. 98, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 98, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Thirty Thousand Nine Hundred Ninety-four Dollars (\$31,994) in the State and Federal Grants Fund for purposes of the County Prosecutor and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (c) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Prosecutor to fund the Adult Protective Services Victim Assistance Program for Breaking Free, Inc.

SECTION 2. The sum of Thirty Thousand Nine Hundred Ninety-four Dollars (\$31,994) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

COUNTY PROSECUTOR

3. Other Services and Charges

TOTAL INCREASE

STATE AND FEDERAL GRANTS FUND

31,994

31,994

SECTION 4. The said additional appropriation is funded by the following reductions:

STATE AND FEDERAL GRANTS FUND

Unappropriated and Unencumbered

State and Federal Grants Fund

TOTAL REDUCTION

31,994

31,994

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 444, 2003 was retitled FISCAL ORDINANCE NO. 99, 2003, and reads as follows:

August 25, 2003

CITY-COUNTY FISCAL ORDINANCE NO. 99, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Eighty-one Thousand Forty-five Dollars (\$81,045) in the State and Federal Grants Fund for purposes of the County Prosecutor and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (c) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Prosecutor to fund the Salvation Army Social Service Center which provides quality shelter and supportive services to women and children who are victims of domestic violence.

SECTION 2. The sum of Eighty-one Thousand Forty-five Dollars (\$81,045) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY PROSECUTOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
3. Other Services and Charges	81,045
TOTAL INCREASE	81,045

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	81,045
TOTAL REDUCTION	81,045

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 445, 2003 was retitled FISCAL ORDINANCE NO. 100, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 100, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Forty-five Thousand Three Hundred Fifty-two Dollars (\$45,352) in the State and Federal Grants Fund for purposes of the County Prosecutor and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (c) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Prosecutor to provide funding for therapy for battered women and children through the Julian Center.

SECTION 2. The sum of Forty-five Thousand Three Hundred Fifty-two Dollars (\$45,352) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY PROSECUTOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
3. Other Services and Charges	<u>45,352</u>
TOTAL INCREASE	45,352

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>45,352</u>
TOTAL REDUCTION	45,352

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 446, 2003 was retitled FISCAL ORDINANCE NO. 101, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 101, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97 2002) appropriating an additional Twelve Thousand Six Hundred Ninety-eight Dollars (\$12,698) in the State and Federal Grants Fund for purposes of the County Prosecutor and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (c) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Prosecutor to provide partial funding for the volunteer coordinator at the Marion County Family Advocacy Center.

SECTION 2. The sum of Twelve Thousand Six Hundred Ninety-eight Dollars (\$12,698) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY PROSECUTOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
3. Other Services and Charges	<u>12,698</u>
TOTAL INCREASE	12,698

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>12,698</u>
TOTAL REDUCTION	12,698

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 447, 2003 was retitled FISCAL ORDINANCE NO. 102, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 102, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97 2002) appropriating an additional Ninety-five Thousand Two Hundred Thirty-seven Dollars (\$95,237) in the State and Federal Grants Fund for purposes of the County Prosecutor and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (c) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Prosecutor to fund a trained child interviewer and also to fund Project Safe Families at the Marion County Family Advocacy Center.

SECTION 2. The sum of Ninety-five Thousand Two Hundred Thirty-seven Dollars (\$95,237) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY PROSECUTOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
3. Other Services and Charges	95,237
TOTAL INCREASE	95,237

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	95,237
TOTAL REDUCTION	95,237

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 450, 2003 was retitled FISCAL ORDINANCE NO. 103, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 103, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Three Hundred Eight-nine Thousand Six Hundred Twenty-three Dollars (\$389,623) in the State and Federal Grants Fund for purposes of the County Auditor and the County Prosecutor and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (c) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Auditor and the Marion County Prosecutor to enhance adjudication of cases involving violent offenders to include juvenile offenders.

SECTION 2. The sum of Three Hundred Eight-nine Thousand Six Hundred Twenty-three Dollars (\$389,623) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services - fringes	136,368
 <u>COUNTY PROSECUTOR</u>	
1. Personal Services	<u>253,255</u>
TOTAL INCREASE	389,623

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>389,623</u>
TOTAL REDUCTION	389,623

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 440, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$6,024 in the 2003 Budget of the Marion Superior Court, Juvenile Division (Guardian Ad Litem Fund) to appropriate the final GAL/CASA (Guardian ad Litem/Court Appointed Special Advocate) funds from the State of Indiana. Councillor Dowden moved, seconded by Councillor Smith, to postpone Proposal No. 440, 2003 until September 15, 2003. Proposal No. 440, 2003 was postponed by a unanimous voice vote.

PROPOSAL NO. 442, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$42,609 in the 2003 Budget of the County Prosecutor (State and Federal Grants Fund) to provide funding to Volunteers of America for partial cost of staffing A Child's Haven, funded by a state grant (Indiana Criminal Justice Institute). By a 7-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

President Borst called for public testimony at 8:31 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Moriarty Adams, for adoption. Proposal No. 442, 2003 was adopted on the following roll call vote; viz:

21 YEAS: Bainbridge, Borst, Boyd, Bradford, Brents, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gray, Knox, Langsford, McWhirter, Moriarty Adams, Nytes, Short, Smith, Soards, Tilford
1 NAY: Schneider
5 NOT VOTING: Cockrum, Gibson, Horseman, Sanders, Talley
2 ABSENT: Black, Massie

Proposal No. 442, 2003 was retitled FISCAL ORDINANCE NO. 104, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 104, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Forty-two Thousand Six Hundred Nine Dollars (\$42,609) in the State and Federal Grants Fund for purposes of the County Prosecutor and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (c) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Prosecutor to provide funding to Volunteers of America for partial cost of staffing A Child's Haven.

SECTION 2. The sum of Forty-two Thousand Six Hundred Nine Dollars (\$42,609) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY PROSECUTOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
3. Other Services and Charges	<u>42,609</u>
TOTAL INCREASE	42,609

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered State and Federal Grants Fund	<u>42,609</u>
TOTAL REDUCTION	42,609

SECTION 5. Except to the extent of matching fund, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 448, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$104,511 in the 2003 Budget of the County Prosecutor (State and Federal Grants Fund) to fund a protective order advocate salary and a percentage of two supervisors salaries at the Marion County Family Advocacy Center, funded by a state grant (Indiana Criminal Justice Institute). By an 8-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

President Borst called for public testimony at 8:35 p.m.

Mr. Kahlo said that he has noticed that these programs run into a lot of money very quickly and, even though they are pass-through dollars, they are still tax dollars on some level. He asked if anyone is taking a holistic look at these types of programs to reduce duplications and redundancies. Councillor Bradford said that he agrees with Mr. Kahlo and he believes some effort needs to be made to make sure there is not excessive duplication.

Councillor Schneider said that he voted against each of these in Committee, because even a pass-through grant is still the citizens' tax money, but is simply paid to the federal government.

There being no further testimony, Councillor Dowden moved, seconded by Councillor Talley, for adoption. Proposal No. 448, 2003 was adopted on the following roll call vote; viz:

25 YEAS: Bainbridge, Borst, Boyd, Bradford, Brents, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, McWhirter, Moriarty Adams, Nytes, Sanders, Short, Smith, Soards, Talley, Tilford

1 NAY: Schneider

1 NOT VOTING: Cockrum

2 ABSENT: Black, Massie

Proposal No. 448, 2003 was retitled FISCAL ORDINANCE NO. 105, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 105, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional One Hundred Four Thousand Five Hundred Eleven Dollars (\$104,511) in the State and Federal Grants Fund for purposes of the County Prosecutor and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (c) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Prosecutor to fund a protective order advocate salary, and a percentage of two supervisors salaries at the Marion County Family Advocacy Center.

SECTION 2. The sum of additional One Hundred Four Thousand Five Hundred Eleven Dollars (\$104,511) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY PROSECUTOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
3. Other Services and Charges	104,511
TOTAL INCREASE	104,511

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	104,511
TOTAL REDUCTION	104,511

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 449, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$30,000 in the 2003 Budget of the County Prosecutor (State and Federal Grants Fund) to fund the Breaking Free Hispanic Outreach Project, which provides access to services for Hispanic individuals, funded by a state grant (Indiana Criminal Justice Institute). By an 8-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

President Borst called for public testimony at 8:37 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Moriarty Adams, for adoption. Proposal No. 449, 2003 was adopted on the following roll call vote; viz:

24 YEAS: Bainbridge, Borst, Boyd, Bradford, Brents, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, McWhirter, Moriarty Adams, Sanders, Short, Smith, Soards, Talley, Tilford

1 NAY: Schneider

2 NOT VOTING: Cockrum, Nytes

2 ABSENT: Black, Massie

Proposal No. 449, 2003 was retitled FISCAL ORDINANCE NO. 106, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 106, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Thirty Thousand Dollars (\$30,000) in the State and Federal Grants Fund for purposes of the County Prosecutor and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (c) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Prosecutor to fund the Breaking Free Hispanic outreach project which provides access to services for Hispanic individuals.

SECTION 2. The sum of Thirty Thousand Dollars (\$30,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY PROSECUTOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
3. Other Services and Charges	30,000
TOTAL INCREASE	30,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	30,000
TOTAL REDUCTION	30,000

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Boyd said that the agenda was changed to accommodate these amendments being offered, but there have been even more individuals in the audience waiting for quite some time to hear the outcome on the rezoning issue this evening. He asked if Proposal No. 452, 2003 could be moved next on the agenda to accommodate them. President Borst said that Councillor Cockrum is still out of the chambers, which indicates to him that they are still trying to work out an agreement.

Councillor Boyd said that the amendments for Proposal Nos. 464 and 475, 2003 have been kept close to the chest all evening in an act of game playing as he has never before seen on this Council. He asked if the President could grant a 20-minute recess for the caucuses to discuss and look at the monumental amendment just distributed. Councillor Coonrod said that the amendment is very short, only 10 lines or so, and is very straightforward and simple and he does not understand the need for a recess. Councillor Boyd said that while it seems simple, it deals with a great deal of money in fund balances and tax levies for several funds. He said that he would like more time to discuss the impact of these amendments before having to take a vote on them. He moved, seconded by Councillor Talley, for a recess. The motion carried on the following roll call vote; viz:

14 YEAS: Boyd, Brents, Conley, Coughenour, Douglas, Gibson, Gray, Horseman, Knox, Moriarty Adams, Nytes, Sanders, Short, Talley
13 NAYS: Bainbridge, Borst, Bradford, Cockrum, Coonrod, Dowden, Frick, Langsford, McWhirter, Schneider, Smith, Soards, Tilford
2 ABSENT: Black, Massie

President Borst called for a recess at 8:42 p.m. The President reconvened the City-County Council at 9:02 p.m.

NEW BUSINESS

PROPOSAL NO. 464, 2003. The proposal adopts the annual budget for the Solid Waste Collection Special Service District for 2004 appropriating \$30,005,245 and levying property taxes to fund such budget.

Councillor Schneider said that his purpose in offering these amendments this evening is to benefit the taxpayers. The process of the Council sometimes puts citizens behind the curve in understanding City government, and this amendment will give them the opportunity to see something happen with the budget first-hand, as opposed to speaking on the budget this evening and then waiting for three weeks for any changes to be offered the night the budget is passed. He moved, seconded by Councillor Coonrod, to amend Proposal No. 464, 2003, Section 5, in the Solid Waste Collection fund, reducing the operating balance by \$3,000,000, with a corresponding reduction in the rate.

Councillor Boyd asked for a ruling on the appropriateness on this amendment and if it meets the requirements for the State Board of Accounts and is in appropriate form. He said that the language for a "corresponding reduction" does not seem particularly clear. Mr. Elrod said that he believes it is in appropriate form, and the corresponding reductions can be easily identified.

Councillor Short said that he does not believe the amendment to be in proper form, even though he respects Mr. Elrod's opinion. He said that spending down fund balances is what has gotten the County into the problems they now face, and the City continues to bail them out of their situation. He said that cutting down the City's fund balances will affect their ability to help the County. He added that he sees no cuts in these proposed amendments affecting the County, and he views these proposals as pure political posturing.

Councillor Nytes said that the budget proposal before them has already been reduced by \$4 million, and the Council needs to look at long-term ramifications and not look at one year's budget only.

Councillor Coonrod said that it is always difficult to reduce taxes. Although some Councillors think this is punitive to the government, it was the taxpayers' money before it was the government's money, and to return some of it to the taxpayers is not punitive. He said that many taxpayers are present this evening to share how last year's tax decisions were punitive to their quality of life. He said that the government took too much money last year, and this proposal would help to correct that problem. He said that this amendment causes no pain to City government, and only affects the amount of the savings account for City government.

Councillor Dowden said that the City did not bail out the County, as these funds are County-wide funds, and are not exclusively City funds. These funds should be used to benefit citizens of the entire County. He added that these amendments do not in any way affect public safety and have been carefully crafted to not affect these critical areas.

Councillor Coughenour said that she cannot support taking \$3 million out of departments that offer services to the taxpayers, such as trash collecting. She said that these are legitimate public functions, and private companies cannot provide the same service at the same costs.

Councillor Horseman said that if this amendment was offered in a way that Councillor Schneider had identified specific programs and projects that could be eliminated and were not needed, she could possibly consider it. However, to simply take \$3 million from a savings account without saying what programs might suffer if the operating account is not adequate is not responsible. She added that she does not believe this amendment is in proper form and is not clear by State Board of Accounts standards. She added that in reading the Council Rules, she does not see any references to amendments being considered by a simple majority of those present instead of a majority of the total body. She asked for the reference in Roberts' Rules of Order that indicates a simple majority of those present will suffice. Mr. Elrod said that all of Roberts' Rules of Order lets everything be governed by majority unless there is a rule that requires for a higher vote. He said that he knows of no rule that requires a higher vote on an amendment. Councillor Horseman asked Mr. Elrod to check for particular language so that she can refer to it herself.

Councillor Bradford said that he receives calls every day from people whose savings accounts are not sufficient to pay the taxes they have been assessed. They are people who pay their mortgages, maintain their houses, and send their kids to school. He said that too many citizens have been overcharged and it is time to give taxpayers some relief.

Councillor Frick said that some taxpayers are paying twice the taxes on homes in Center Township that they would pay in outlying counties, only to receive half the services. He said that he would urge any Councillor to propose cuts in the County's tax rates as well, as this is about making Marion County affordable so that there is not a tax flight to surrounding counties. He said that government has to live within its means, and departments should be run within budgets the taxpayers can afford.

Councillor Soards stated that this body routinely approves additional appropriations for new programs and new initiatives, but rarely offers a tax cut. He said that there are not separate City and County tax bills, and the Council and Mayor have a responsibility to the entire County and all of its citizens. He said that cushions and fund balances are built into the budget, but taxpayers across the County have had their cushions significantly reduced because of recent tax bills.

Councillor Short said that he agrees the Council and Mayor have a responsibility to the entire County, but he cannot understand therefore why the only proposed budget cuts are to the City budget. He said that the City has bailed out the County too many times with City funds.

Councillor Smith said that trash services and other vital services will not be affected, as this amendment deals with savings and not operating funds.

Councillor Dowden said that this amendment in no way reduces the City's operating budget, and simply reduces the rate of taxes his neighbors have to pay. It does not reduce City services in any way.

Mr. Elrod read from the Roberts' Rules of Order, Article 12, regarding rules for a subsidiary motion to amend which states that such an amendment "requires only a majority vote, even in cases where the question to be amended takes a two-thirds vote for adoption." He said that he therefore concludes that the motion to amend is in order regardless what the vote requirement is for final passage of the proposal. Councillor Horseman asked if this majority vote refers to the entire number of the body or those present in the chambers. Mr. Elrod said that the majority vote refers to those present and voting. Councillor Horseman said that the language does not state that. Mr. Elrod said that a majority is one more than 50% of those voting. Councillor Horseman said that it is not clear whether that is a majority of the members of the body or only those present to vote. President Borst ruled that a majority in the case of an amendment, based on Mr. Elrod's interpretation, is based on those members present and voting. Councillor Horseman appealed the chair's ruling. President Borst called for a vote and said that a "yea" vote will sustain the chair's ruling, and a "nay" vote will overturn it. The chair's ruling was upheld on the following roll call vote; viz:

15 YEAS: Bainbridge, Borst, Bradford, Brents, Cockrum, Coonrod, Coughenour, Dowden, Frick, Langsford, McWhirter, Schneider, Smith, Soards, Tilford
12 NAYS: Boyd, Conley, Douglas, Gibson, Gray, Horseman, Knox, Moriarty Adams, Nytes, Sanders, Short, Talley
2 ABSENT: Black, Massie

Councillor Schneider said that Councillor Short indicated that these amendments were submitted for political posturing, but he is simply trying to give the taxpayers of this County some real relief. The Mayor has said, on the heels of giving the County an unprecedented tax increase last year, that he is going to assign a taxpayer advocate and ask for a special session of State Legislature. Councillor Schneider said that he believes this to be disingenuous and insulting to his intelligence, because he knows what happened last year. He said that government needs to learn to live within their own budget just as all taxpayers do. These cuts have absolutely no effect on essential City services.

Councillor Schneider's motion to amend Proposal No. 464, 2003 failed on the following roll call vote; viz:

13 YEAS: Bainbridge, Borst, Bradford, Cockrum, Coonrod, Dowden, Frick, Langsford, McWhirter, Schneider, Smith, Soards, Tilford
14 NAYS: Boyd, Brents, Conley, Coughenour, Douglas, Gibson, Gray, Horseman, Knox, Moriarty Adams, Nytes, Sanders, Short, Talley
2 ABSENT: Black, Massie

Councillor Sanders said that her inclination was to abstain because she is troubled that the amendment is not in the prescribed form. She said that she believes if she had submitted an

amendment in this form, it more than likely would not have been allowed. She said that what has been referred to as a savings account is more accurately called a fund balance, and should be at least 8% to allow for situations that arise during the year that are not anticipated.

Councillor Conley said that he would like to return as much money as possible to the taxpayers, but he does not believe the amendment was offered in proper form and timing.

Councillor Gibson added that he believes this amendment would jeopardize public safety, and the cut only affects the City budget, whereas the County is proposing a 6.5% increase in their budget and the City is proposing a \$21 million cut in their budget.

Councillor Boyd said that Councillor Schneider stated that the Mayor was disingenuous in his efforts for tax relief, yet he feels Councillor Schneider has been disingenuous in offering an artificial tax cut. He said that what the citizens have seen this evening is political theater at its worst with Councillors promoting something that they did not really want to take responsibility for.

Councillor Coonrod said that this proposal has obviously struck a chord and it confirms that he is on the right side when those on the opposing side are resorting to the format of the amendment and Roberts' Rules of Order. He said that he wanted to vote to support a tax rate reduction, and he did exactly that.

Councillor Moriarty Adams said that she feels the amendment offered this evening is a strictly political move. She said that cutting the fund balances could lead the City to face the same kind of deficits the County has faced for a number of years. She said that an agreement by the majority party to shift more of the City's County Option Income Tax (COIT) dollars to the County has created hardships for both entities and puts the City at a great financial risk.

Councillor Smith said that he simply wishes that there had been the same feelings of good conscious and fairness when the budget passed with its amendments last year.

Councillor Bradford said that it is a shame that \$14 million of tax relief cannot be given to taxpayers.

PROPOSAL NO. 475, 2003. The proposal determines the tax levy for 2004 for each fund of the Consolidated City and Marion County.

Councillor Schneider moved, seconded by Councillor Bradford, to amend Proposal No. 475, 2003 as follows:

Section 1(a) in the Consolidated County fund, reduce the operating balance by \$4,000,000.00, and a corresponding reduction in the rate.

Section 1(c) in the Redevelopment General fund reduce the operating balance by \$475,375.00, and a corresponding reduction in the rate.

Section 1(i) in the City Cumulative fund reduce the operating balance by \$2,000,000.00, and a corresponding reduction in the rate.

Section 1(o) in the Redevelopment Debt fund reduce the operating balance by \$2,000,000.00, and a corresponding reduction in the rate.

Section 1(k) in the Park General fund reduce the operating balance by \$3,200,000.00, and a corresponding reduction in the rate.

Councillor Schneider said that there will still be ample reserves after these cuts, and no City services will be affected.

Councillor Nytes said that she does not believe these cuts are anywhere near as innocent as Councillor Schneider suggests. The departments responsible for preparing these budgets have already taken significant steps to adjust fund balances and bring them into reasonable amounts. She said that fund balances have already been reduced and tax rate reductions are already proposed in the budget submitted by the Mayor and his department heads. She said that the amendment to the Park General fund will greatly affect the City's ability to match Lilly grants received for park acquisition and improvement. This is not responsible leadership. Fund balances are not simple savings accounts, but are rather part of the complex financial matrix that makes up this community. There are bond ratings and debt service to be considered over the long-term and the Council cannot fall prey to immediate gratification of cutting one year's budget.

Councillor Soards asked if this is an \$11.4 million tax cut. Councillor Schneider said that both proposals together would have totaled a \$14,675,375 tax cut. He said that this proposal alone would be a \$10.6 million tax cut.

Councillor Horseman said that cutting the operating balance of Parks General would leave them with only a \$66,435 fund balance. She asked what programs should be cut in the Parks Department to allow for such a cut. Councillor Schneider said that this is the amount of money left in fund balance after operating costs, and therefore he does not believe any programs will be cut. He said that there was testimony that some departments are spending down their fund balances in order to increase their budgets for next year. He said that there should be more accountability. Councillor Horseman said that if they were spending down their fund balance, they would not have a \$3 million fund balance. She asked what would happen if there were a major catastrophe at a park such as a fire or tornado with only a \$66,000 fund balance. She asked how such a low fund balance can be justified. Councillor Schneider said that there are other programs in the Parks budget that can be cut, such as over a million dollars for the Arts. He said that if more contingency is needed, the department could look at ways to underspend. Councillor Horseman asked if Councillor Schneider discussed a cut of this significance with the Parks Department director. Councillor Schneider said that he has not, and feels the taxpayers need this money back more than the Parks Department needs it. Councillor Horseman said that a cut of this size cannot be made without discussions with staff about what programs might suffer.

Councillor Bradford said that all of the programs in the budget are covered, and the departments need to learn to live within their budgets and live up to what they say they are going to spend. He said that inflated balances are causing taxpayers to sell their houses.

Councillor Coughenour asked if the reduction for the City Cumulative fund can be separated out for the vote. Councillor Horseman said that the amendment was offered as one amendment and should be considered as such. President Borst said that any Council member has the right to ask that a portion be separated out. Councillor Soards asked what the reasons for the separation are. Councillor Coughenour said that after discussions with the Council's Financial Consultant, Jim Steele, she cannot in good conscience vote to reduce the City Cumulative fund, but could perhaps vote to support some of the other cuts. She moved to separate out that portion of the amendment. Hearing no second, her motion failed.

Councillor Schneider's motion to amend Proposal No. 475, 2003 failed on the following roll call vote; viz:

13 YEAS: Bainbridge, Borst, Bradford, Cockrum, Coonrod, Dowden, Frick, Langsford, McWhirter, Schneider, Smith, Soards, Tilford

14 NAYS: Boyd, Brents, Conley, Coughenour, Douglas, Gibson, Gray, Horseman, Knox, Moriarty Adams, Nytes, Sanders, Short, Talley

2 ABSENT: Black, Massie

Councillor Coughenour asked for consent to explain her vote. Consent was given. Councillor Coughenour said that since she could not vote separately on the City Cumulative fund reduction, she could not vote to support the other measures.

SPECIAL ORDERS - FINAL ADOPTION

Councillor Bainbridge reported that the Public Works Committee heard Proposal Nos. 432-438, 2003 on August 14, 2003. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 432, 2003. The proposal, sponsored by Councillor Tilford, authorizes a multi-way stop at 33rd Street and Ashland Avenue (District 12). PROPOSAL NO. 433, 2003. The proposal, sponsored by Councillor Nytes, authorizes the deletion of parking restrictions on Park Avenue between 21st Street and Sutherland Avenue (District 22). PROPOSAL NO. 434, 2003. The proposal, sponsored by Councillor Nytes, authorizes parking restrictions on Alabama Street near 10th Street (District 22). PROPOSAL NO. 435, 2003. The proposal, sponsored by Councillor Cockrum, authorizes parking restrictions on Mann Road between I-465 and Gambel Road (District 19). PROPOSAL NO. 436, 2003. The proposal, sponsored by Councillor Smith, authorizes parking restrictions on Meadow Drive between Horner Drive and Southeastern Avenue (District 23). PROPOSAL NO. 437, 2003. The proposal, sponsored by Councillor Black, authorizes parking restrictions on 46th Street between College Avenue and Carvel Avenue (District 6). PROPOSAL NO. 438, 2003. The proposal, sponsored by Councillor Borst, authorizes parking restrictions on Wisconsin Street near Meridian Street (District 25). By 6-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Bainbridge moved, seconded by Councillor Cockrum, for adoption. Proposal Nos. 432-438, 2003 were adopted on the following roll call vote; viz:

21 YEAS: Bainbridge, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Langsford, McWhirter, Moriarty Adams, Schneider, Smith, Soards, Tilford

0 NAYS:

6 NOT VOTING: Coughenour, Knox, Nytes, Sanders, Short, Talley

2 ABSENT: Black, Massie

Proposal No. 432, 2003 was retitled GENERAL ORDINANCE NO. 74, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 74, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

**BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
20	33 rd St Ashland Av	33 rd St	Stop

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
20	33 rd St Ashland Av	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 433, 2003 was retitled GENERAL ORDINANCE NO. 75, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 75, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 621-121, Parking prohibited at all times on certain streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-121, Parking prohibited at all times on certain streets, be and the same is hereby amended by the deletion of the following, to wit:

Park Avenue, on the east side, from 21st Street to Sutherland Avenue

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 434, 2003 was retitled GENERAL ORDINANCE NO. 76, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 76, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 621-121, Parking prohibited at all times on certain streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-121, Parking prohibited at all times on certain streets, be and the same is hereby amended by the addition of the following, to wit:

Alabama Street, on the east side, from a point 45 feet south of 10th Street,
to a point 30 feet north of 10th Street

Alabama Street, on the west side, from a point 30 feet south of 10th Street,
to a point 30 feet north of 10th Street

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 435, 2003 was retitled GENERAL ORDINANCE NO. 77, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 77, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 621-122, Stopping, standing or parking prohibited at all times on certain designated streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-122, Stopping, standing or parking prohibited at all times on certain designated streets, be and the same is hereby amended by the addition of the following, to wit:

Mann Road, on the east side, from I-465 to Gambel Road

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 436, 2003 was retitled GENERAL ORDINANCE NO. 78, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 78, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 621-119, Parking prohibited at all times on alleys and on narrow streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-119, Parking prohibited at all times on alleys and on narrow streets, be and the same is hereby amended by the addition of the following, to wit:

Meadow Drive, on both sides, from Horner Drive to Southeastern Avenue

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 437, 2003 was retitled GENERAL ORDINANCE NO. 79, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 79, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 621-122, Stopping, standing or parking prohibited at all times on certain designated streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-122, Stopping, standing or parking prohibited at all times on certain designated streets, be and the same is hereby amended by the deletion of the following, to wit:

46th Street, on the north side, from Winthrop Avenue to Erie Avenue

46th Street, on the south side, from College Avenue to Carvel Avenue

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-122, Stopping, standing or parking prohibited at all times on certain designated streets, be and the same is hereby amended by the addition of the following, to wit:

46th Street, on the north side, from Boulevard Place to a point 60 feet east of College Avenue

46th Street, on the south side, from Boulevard Place to a point 30 feet east of Carrollton Avenue

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 438, 2003 was retitled GENERAL ORDINANCE NO. 80, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 80, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 621-121, Parking prohibited at all times on certain streets.

**BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-121, Parking prohibited at all times on certain streets, be and the same is hereby amended by the addition of the following, to wit:

Wisconsin Street, on both sides, from a point 280 feet west of Meridian Street to Meridian Street

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - PUBLIC HEARING - REZONING

PROPOSAL NO. 452, 2003. The proposal, sponsored by Councillor Langsford, proposes to rezone 4.46 acres at 4375 Kentucky Avenue in Decatur Township, Councilmanic District 19, from D-A and D-3 Districts to C-S classification to provide for a gas station, convenience store, hotel, and restaurant (2002-ZON-178). President Borst reported that Councillor Cockrum called the proposal out for a public hearing on August 4, 2003. He said that a preliminary hearing and subsequent meetings this evening have not produced a compromise, and therefore a public hearing will be held. He said that representatives for both the petitioner and remonstrators will be given 20 minutes each to present their case, reserving time for rebuttal if they so wish. He asked Councillor Cockrum to begin the discussion with opening remarks.

Councillor Cockrum said that this case has been on-going for several years. The first and second cases filed were denied by staff. The current case was heard by the Metropolitan Development Commission on July 2, 2003 with an indecisive 4-4 vote and then heard again on July 16 and passed, despite objections by the neighborhood associations and department staff. He said that the Decatur Township Comprehensive Plan identifies this property as residential, and the Decatur Township Civic Council voted by a two-thirds majority to oppose the proposal.

Michael Quinn, attorney for the petitioner, Kentucky Avenue Development, LLC., said that this petition is to rezone a property that borders the exit ramp for westbound I-465 onto Kentucky Avenue/State Road 67. He said that the uses being proposed for this location are all interstate-oriented uses: a hotel, a restaurant, and a gas station with a convenience store. They have a franchise agreement with Choice Hotels to put a Sleep Inn at this location with an indoor swimming pool and fitness center. He said that the property is not in the middle of a neighborhood, but is bounded on each side by Kentucky Avenue, I-465, Varna Drive, and a

residential area with homes that adjoin and owners who support the proposal. The petitioner has entered into 13 separate commitments, one of which is a commitment that there will be no vehicular access or personal traffic from this site to Varna Drive and the residential area. All of the traffic will enter and exit from Kentucky Avenue. He said that another project very similar to this one was approved for another quadrant of this intersection a few years ago. He said that the Comprehensive Plan for this area is outdated and was adopted in 1991. He said that the Indiana Department of Transportation (INDOT) has a proposal as part of its overall redirection of I-70 and parts of I-465 in conjunction with changes at the airport that will widen this exit ramp. They will be adding a traffic light which will help with the increased traffic that Kentucky Avenue has seen in the last 10 years. He said that he has letters of support from the land use committee chairman of the Decatur Township Neighborhood Coalition Tim Kilbourne, Councillor Harvey Knox, Councillor Frank Short, and two residents whose homes border this property, Vicky Edwards and Mary Ross. He said that a petition has also been signed by 25 Roselawn residents, which is the subdivision immediately behind this property. He said they also presented a petition to the hearing examiner signed by over 178 residents within a mile and a half of the property. He added that this area is supported by wells and deteriorated septic systems. He said that the petitioner is providing an earth mound, a privacy fence, and staggered rows of evergreen trees to help separate the neighborhood and protect their property values. He said that they will also supply water lines for the homes along Kentucky Avenue and a sanitary sewer for the homes in Roselawn to connect to. The project will create 100 new jobs in the area and provide additional tax benefits.

Pat Andrews, vice president of Decatur Township Civic Council and chair of the local land use committee, thanked Councillor Cockrum for calling this case out for a public hearing. She said that the Civic Council has opposed this proposal for two and a half years. She said that there are numerous other more appropriate locations where this development would better fit. She said that the Comprehensive Plan limits commercial uses that would infringe on single-family residences. She said that the plan has been denied twice because it is inappropriate to locate these uses within this neighborhood. She said that there are limited parking spaces and it is very cramped with the plan as it stands. These proposed uses are high customer turnover businesses where a substantial volume of entrance and exit traffic is to be expected. She said that the petition submitted to the hearing officer had 232 names, but only 8 of those lived in Roselawn and the others were not even from the same township. She added that a free lunch and round-trip bus ride was offered to anyone who would come to the hearings and stand in favor of the petition. She said that Wayne Township residents stood in support of this project, not Decatur Township residents. She added that the septic systems are not deteriorating or ready to fail. She said that Department of Public Works (DPW) considers the neighborhood as low priority for public sewers and they do not need to be rescued by a private sewer. If a sewer is put in, only six houses will be affected and the hook-up would be a poor use of money when the septic systems are working fine. William Pearson, resident, said that he lives in the immediate vicinity in the Roselawn area and he is opposed to the project because it will affect his property value. Terry Sylvester, president of the Decatur Township Civic Council, asked those in opposition of the project to stand and asked those who actually live in Roselawn to raise their hands. He said that there are already several restaurants, hotels, and gas stations in the near vicinity and there is no great need for these services.

President Borst called for further public testimony from individuals not associated with either the petitioner or remonstrator.

Danny White, City-County Council candidate and resident of Decatur Township within a mile of this location, said that this area has a definite need for these types of amenities and he supports the project.

Cathy Burton, resident of Franklin Township and president of the Marion County Alliance of Neighborhood Associations (MCANA), said that inappropriate commercial development is not a quick-fix for the economics of the County. This project could be located in several other areas already zoned for this use. She asked the Council to vote to maintain the community and support the residents.

Mr. Quinn said that he is opposed to Ms. Burton offering testimony as she has a letter in the packet of information presented by the remonstrators supporting their position and has therefore been involved in this matter and should be considered as part of the remonstrators' team. He added that the hearing examiner stated that the remonstrators' remarks were grounded in emotion rather than fact. He said that this is not in the neighborhood and will not de-stabilize the neighborhood. He said that the petitions presented had over 178 residents within a mile and a half of this development, with 26 living in Roselawn. He said that the proper buffering and proper development of commercial property has never affected the property values for neighborhoods. This use caters to interstate traffic and does not impact the traffic of the neighborhoods. He said that the septic systems are not working fine, and they are in great need of repair. He asked those in support of the development to stand and be recognized and said that all of these people live in the immediate area.

Ms. Andrews said that many of the signatures on the petitioner's forms are from addresses not located in this neighborhood. She said that the cost to connect to the sewer lines would still be very costly and probably not feasible for most residents. She said that the value of the Roselawn neighborhood will be affected by this development and she urged Councillors to vote against the proposal.

Councillor Bradford asked if the signatures of petitioners are from homeowners or renters. Mr. Quinn said that they are all homeowners.

Councillor Smith asked about the property across State Road 67 which is colored yellow in support of the project. Mr. Quinn said that this property is subject to rezoning presently for an industrial park and retail. The owner of that property is in support of his client's development. Councillor Smith asked if the project was before the MDC a few years ago with more land included. Mr. Quinn said that this is correct, but they downsized the project to fit the property, while holding out some of the land for the widening of the interstate. Councillor Smith asked if this extra land is owned by the petitioner. Mr. Quinn said that it is.

Councillor Bainbridge asked for an explanation of the septic system failure and the sewer and water lines committed to. Mr. Quinn said that they are bringing water lines along the frontage of Kentucky Avenue, and it is his understanding that the homes along the frontage do not have water, although those in Roselawn do. He added that the only cost to them would be what the City might charge to hook up to that line. None of the homes in this area have sanitary sewer, and they are bringing it across Kentucky Avenue with a lift station and make it available on the back side of the property without the expense of Barrett Law or financing their own sewer line. The only cost to these residents would be the expense to hook up to the lines. Ms. Andrews said that it would not be free, but there would still be extensive expense involved to hook up to the sewer line and extend that line down the street.

Councillor Knox said that he has experience in septic systems and has serviced many of the systems in this area and they are deteriorating rapidly. He said that a lift station will be necessary for the area and a lift station costs near a half a million dollars. He said that this is a substantial commitment on the part of the petitioner because if the developer was not willing to provide it, the City would eventually have to bear the cost with taxpayer money. He said that he has had numerous phone calls from people that have complained that there is nothing off that exit and people have to travel two or three exits to find a gas station. He said that he knows for a fact many of these septic systems are failing and there are new qualifications that require that systems must be deeper. He said the reason this neighborhood is so low a priority with Barrett Law is because it is a small pocket neighborhood, and it is way too expensive for the City.

Councillor Horseman asked if the hotel is a 100-unit motel. Mr. Quinn said that it would probably be 80 units, but no more than 100. Councillor Horseman asked if there are sufficient parking spaces planned. Mr. Quinn said that the plan meets code and is more than adequate. Councillor Horseman asked what kind of restaurant will be included. Mr. Quinn said that they do not know, as it is the one use they have not yet secured a user for. Councillor Horseman asked if it will have a drive-up window or will have interior seating. Mr. Quinn said that the hotel prefers a sit-down restaurant, as they do not offer restaurant services. He said that they expect the restaurant will be a nice sit-down restaurant that will also serve the neighborhood well. Councillor Horseman asked about the retention noted on the plan. Mr. Quinn said that in discussions with INDOT, they believe a mutual drainage can be worked out for both this project and the improvements to the exit ramp. Councillor Horseman asked if an agreement is in place now. Mr. Quinn said that nothing is finalized yet.

Councillor Horseman said that she has concerns about the property and believes the sewer benefits are a non-issue. She said that she has seen no evidence of State plans regarding the proposed widening of the ramp and therefore she cannot take that into consideration.

Councillor Short said that he supports the petition and believes it is a worthwhile project for the neighborhood with the sewer investment, job creation, and economic development for the area.

Councillor Gibson said that he believes this project will be good for economic development and while he understands the concerns of the remonstrators, he believes the project will work.

Councillor Boyd said that this has been a difficult decision since even the residents in the immediate vicinity are divided. He said that he personally visited the site and based on that visit and testimony here this evening, he has decided to support the petition.

Councillor Cockrum said that they have been consistent in denying this petition based on the uses identified in the Comprehensive Plan and current zoning. He said that he believes this is not the best location for this use and he opposes the project.

President Borst said that in order to overturn the ruling by the Metropolitan Development Commission, 18 votes are needed in opposition to the project. He called for a vote on Proposal No. 452, 2003. Proposal No. 452, 2003 was adopted on the following roll call vote; viz:

17 YEAS: Bainbridge, Boyd, Bradford, Brents, Conley, Coonrod, Douglas, Gibson, Gray, Knox, Langsford, McWhirter, Moriarty Adams, Schneider, Short, Soards, Tilford
9 NAYS: Borst, Cockrum, Coughenour, Dowden, Frick, Horseman, Nytes, Sanders, Smith
1 NOT VOTING: Talley
2 ABSENT: Black, Massie

Proposal No. 452, 2003 was retitled REZONING ORDINANCE NO. 133, 2003, and is identified as follows:

2002-ZON-178

4375 KENTUCKY AVENUE (approximate address), INDIANAPOLIS.

DECATUR TOWNSHIP, COUNCILMANIC DISTRICT # 19

KENTUCKY AVENUE DEVELOPMENT, LLC, by Thomas Michael Quinn, requests a rezoning of 4.46 acres, being in the D-A and D-3 Districts, to the C-S classification to provide for a gas station, convenience store, hotel and restaurant.

ANNOUNCEMENTS AND ADJOURNMENT

The President said that the docketed agenda for this meeting of the Council having been completed, the Chair would entertain motions for adjournment.

Councillor Boyd stated that he had been asked to offer the following motion for adjournment by:

- (1) Councillors Gray, Langsford, Talley, Horseman, and Short in memory of Marguerite Hanify;
- (2) Councillor Horseman in memory of Lawrence Washington; and
- (3) Councillor Bainbridge in memory of Betty J. Thompson.

Councillor Boyd moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of Marguerite Hanify, Lawrence Washington, and Betty J. Thompson. He respectfully asked the support of fellow Councillors. He further requested that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the families advising of this action.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 11:24 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 25th day of August, 2003.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.



President

ATTEST:



Clerk of the Council

(SEAL)

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, SEPTEMBER 15, 2003**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:17 p.m. on Monday, September 15, 2003, with President Borst presiding.

President Borst asked for a moment of silence in respect for the life of Governor Frank O'Bannon, who passed away on Saturday.

Councillor Cockrum introduced the Worship Minister of Valley Mills Christian Church, Bob Ellis, who led the opening prayer. Councillor Cockrum then invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

President Borst instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

29 PRESENT: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford

A quorum of twenty-nine members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Dowden thanked Indianapolis Firefighters Union Local 416 for hosting a meal for the Council this evening. Councillor Gibson recognized Bill Crawford, State Representative. Councillor Gray introduced friend Pearson Burke. Councillor Sanders recognized all concerned citizens in attendance this evening. Councillor Nytes recognized Library Board Members Mary Lou Rothe and Madge Engle. Councillor Gibson introduced local architect Bob Olsley. Councillor Coughenour recognized former City Controller Fred Armstrong. Councillor Boyd recognized Ramona Baker, executive director of the Indianapolis Arts Council.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA

Ladies And Gentlemen :

You are hereby notified the REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, September 15, 2003, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Philip C. Borst, D.V.M.
President, City-County Council

September 5, 2003

TO PRESIDENT BORST AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have approved with my signature and delivered this day to the Clerk of the City-County Council, Suellen Hart, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 97, 2003 - approves an increase of \$69,885 in the 2003 Budgets of the County Auditor and Public Defender Agency (State and Federal Grants Fund) for the continuation of the Sentencing Alternative Programs, funded by a state grant (Indiana Criminal Justice Institute) (The local match of \$42,190 is funded by existing appropriations in the Public Defender Agency, Marion Superior Court, and Community Corrections budgets.)

GENERAL ORDINANCE NO. 74, 2003 - authorizes a multi-way stop at 33rd Street and Ashland Avenue (District 12)

GENERAL ORDINANCE NO. 75, 2003 - authorizes the deletion of parking restrictions on Park Avenue between 21st Street and Sutherland Avenue (District 22)

GENERAL ORDINANCE NO. 76, 2003 - authorizes parking restrictions on Alabama Street near 10th Street (District 22)

GENERAL ORDINANCE NO. 77, 2003 - authorizes parking restrictions on Mann Road between I-465 and Gambel Road (District 19)

GENERAL ORDINANCE NO. 78, 2003 - authorizes parking restrictions on Meadow Drive between Horner Drive and Southeastern Avenue (District 23)

GENERAL ORDINANCE NO. 79, 2003 - authorizes parking restrictions on 46th Street between College Avenue and Carvel Avenue (District 6)

GENERAL ORDINANCE NO. 80, 2003 - authorizes parking restrictions on Wisconsin Street near Meridian Street (District 25)

SPECIAL RESOLUTION NO. 50, 2003 - remembers the life and contributions of Jim Smeehuyzen

SPECIAL RESOLUTION NO. 51, 2003 - recognizes the Indianapolis Colts for their game broadcasts in Spanish by Armando Quintero on Radio Latina WEDJ (FM 107.1)

Respectfully,
s/Bart Peterson, Mayor

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed.

Councillor Brents asked for consent to move Proposal No. 429, 2003 as the last item under Special Resolutions this evening. Consent was given.

Councillor Boyd said that given the weight of the agenda this evening, he would like to postpone Proposal No. 514, 2003 until the next meeting.

PROPOSAL NO. 514, 2003. The proposal, sponsored by Councillor Boyd, urges the Marion County Election Board to provide training on the County's new voting machines for polling place officials, political parties and voters prior to the 2003 General Election. Councillor Boyd moved, seconded by Councillor Talley, to postpone Proposal No. 514, 2003 until October 6, 2003. The proposal was postponed by a unanimous voice vote.

Without further objection, the agenda was adopted.

APPROVAL OF THE JOURNAL

The President called for additions or corrections to the Journal of August 25, 2003. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS

PROPOSAL NO. 540, 2003. The proposal, sponsored by Councillor Talley, recognizes Pastor Kenneth E. Sullivan and Nehemiah Christian College. Councillor Talley read the proposal and presented Pastor Sullivan with a copy of the document and a Council pin. Pastor Sullivan thanked the Council for the recognition. Councillor Talley moved, seconded by Councillor Gibson, for adoption. Proposal No. 540, 2003 was adopted by a unanimous voice vote.

Proposal No. 540, 2003 was retitled SPECIAL RESOLUTION NO. 52, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 52, 2003

A SPECIAL RESOLUTION recognizing Pastor Kenneth E. Sullivan and Nehemiah Christian College.

WHEREAS, Nehemiah Christian College was born out of a great need for Christian teachers who have a calling for working with urban children; and

WHEREAS, Pastor Kenneth E. Sullivan, who was elected to be the first Nehemiah Christian College President, is a native of Tennessee, and a high school dropout, but moved to Indianapolis, completed two degrees at IUPUI, taught in the Indianapolis Public Schools, authored a book Let Our Children Go, started a child development center, and is the full time Pastor of Charity Christian Center Family Church; and

WHEREAS, the new Christian centered college at 5330 East 38th Street will educate and train classroom teachers, ministers, and Church workers with a focus upon serving urban populations; and

WHEREAS, related activities at Nehemiah will include concerts, Christian plays, gospel talent shows, and will house radio and television studios for broadcasting programs; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council congratulates Charity Christian Center Family Church, Pastor Kenneth E. Sullivan, and members and friends of the congregation for fulfilling the dream of the New Nehemiah Christian College and meeting a need in the City of Indianapolis and Marion County.

SECTION 2. May this Church, college, daycare ministry, and other outreaches serve as a shining beacon of accomplishment, hope, joy, and inspiration along East 38th Street for many years to come.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 541, 2003. The proposal, sponsored by Councillor Horseman, recognizes the October 18, 2003, Nigerian National Independence Banquet hosted by the Association of Nigerians in Indianapolis. Councillor Horseman read the proposal and presented representatives with copies of the document and Council pins. Chukuma Ayon, president of the Association of Nigerians, thanked the Council for the recognition. Councillor Horseman moved, seconded by Councillor Conley, for adoption. Proposal No. 541, 2003 was adopted by a unanimous voice vote.

Proposal No. 541, 2003 was retitled SPECIAL RESOLUTION NO. 53, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 53, 2003

A SPECIAL RESOLUTION recognizing the October 18, 2003, Nigerian National Independence Banquet hosted by the Association of Nigerians in Indianapolis.

WHEREAS, The Federal Republic of Nigeria on the Atlantic side of Africa is twice the size of California and is the most populous nation in Africa; and

WHEREAS, Nigeria gained its independence from Britain in October, 1960, and after a series of governments is now building a peaceful civilian elected government; and

WHEREAS, the population of the Nigerian community in Indianapolis has been on a steady increase during the past few years, and last year they organized the Association of Nigerians in Indianapolis, Inc. to provide a forum through which its members can better integrate and give back to their beautiful home away from home; and

WHEREAS, on October 18, 2003, the Association will sponsor the first Nigerian Independence Banquet during which they will be awarding scholarships to needy students as a gesture of thanks for the hospitality that Nigerians enjoy in Indianapolis; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes the Association of Nigerians in Indianapolis and wishes its members well during their first annual Independence Day Banquet on October 18th.

SECTION 2. The Council further commends the charitable act of the Association's scholarships to needy young people, and wishes the hard working responsible Nigerians in Indianapolis continued success and prosperity.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

President Borst said that although the two following proposals were referred to committees, they are very time-sensitive issues and directives by the State of Indiana in order to receive certain funds to help the tax situation.

PROPOSAL NO. 539, 2003. The proposal, sponsored by Councillor Massie, authorizes certification of certain matters relating to elections and funding of compliance with the Help America Vote Act of 2002. Councillor Massie said that this resolution will allow the County Clerk to apply for federal money to fund the voting machines and expedite dollars to pay for the bond anticipation note. Doris Anne Sadler, County Clerk, said that this is the first step of the application process for reimbursement based on federal funds owed to Marion County for the purchase of new voting machines. She said that there is just under \$3 million in the coffer for Marion County, and more money is lined up, but no amount is known yet. She outlined certain requirements, including accessibility issues, machines for disabled citizens, establishment of a local advisory council, and assurance that the reimbursements would be used for voting machines and improving elections in Marion County.

Councillor Sanders asked if the polling places will have to be changed because of these accessibility issues. Ms. Sadler said that there are a few places that are not compliant, but they are working on rectifying that situation, and the majority of polling places are already ADA (American Disabilities Act) compliant.

Councillor Massie moved, seconded by Councillor Cockrum, for adoption. Proposal No. 539, 2003 was adopted by a unanimous voice vote.

Proposal No. 539, 2003 was retitled SPECIAL RESOLUTION NO. 54, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 54, 2003

A SPECIAL RESOLUTION authorizing certification of certain matters relating to elections and funding of compliance with the Help America Vote Act of 2002.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Subject to the availability of Title III requirement monies to the county under the Help America Vote Act of 2002 no later than October 1, 2004, the county will make all permanent and temporary improvements to each polling place not later than October 1, 2004 to comply with the polling place accessibility standards set forth in Indiana Code 3-11-8, and to the extent possible, make any additional improvements identified in the May 2004 HAVA polling place survey that are not specifically required by state or federal law.

SECTION 2. The County will submit a report to the Indiana Election Division no later than December 31, 2004 [or no later than December 31, 2005 for reimbursement approved after 2003]. The report under this SECTION must list the polling place accessibility problems identified in the May 2004 survey of polling places and indicate whether these problems have been resolved by temporary or permanent improvements, or whether the polling place has been relocated to an accessible facility. If the report indicates that the problems have not yet been resolved, the report must indicate how the County will resolve the problem no later than March 31, 2006. The County agrees to submit any additional reports required by the Indiana Election Division until the County reports that the polling place accessibility requirements identified in the May 2004 survey have been resolved. The report must be certified as accurate by majority vote of the county election board, following review and opportunity for written comments to be added to the report by the local advisory council described in SECTION 5 of this Resolution.

SECTION 3. The County acknowledges that the Secretary of State and Co-Directors of the Indiana Election Division may extend the October 1, 2004 deadline until March 31, 2006, for a specific polling

place, if it is impossible or impractical for the County to ensure the polling place's compliance by October 1, 2004.

SECTION 4. As of December 31, 2005, each polling place will contain at least one (1) voting system to permit a voter who is blind or visually impaired to vote privately and independently.

SECTION 5. No later than December 31, 2003, the county legislative body will adopt an ordinance to establish a local advisory council comprised of representatives of the disabilities community and elderly voters to provide assistance to the county in choosing polling places. The council may include any number of members, but must include at least two (2) representatives of the disabilities communities or elderly voters. The county executive shall appoint the members and shall encourage county residents with a variety of backgrounds, partisan affiliations, and perspectives to participate. If county residents are not available to serve on the council, the county executive may partner with the Governor's Planning Council on Disabilities to carry out the functions of the council.

SECTION 6. The County fiscal body pledges that Section 102 HAVA monies received by the County will be used to pay any outstanding obligations incurred by the County for the voting system purchase subject to the reimbursement.

SECTION 7. The County fiscal body pledges that if the obligations incurred by the County to obtain this voting system have been paid in full or in part as of this date, that the remaining Section 102 reimbursement funds will be used to improve the administration of elections for federal office in the County.

SECTION 8. No later than thirty (30) days after adoption of this Resolution, the County will establish a separate non-reverting account in which all Section 102 reimbursement funds will be deposited.

SECTION 9. The County agrees to refund to the State of Indiana no later than May 1, 2006 an amount equal to the Section 102 reimbursement funds received by the County if the Secretary of State of Indiana and the Co-Directors of the Indiana Election Division determine on March 1, 2006 that the County has not (1) replaced the lever voting machines (or punch card voting systems) in each precinct of the county no later than December 31, 2005; or (2) honored one or more of the certifications made by the County in this Resolution regarding polling place accessibility or the permitted uses of these funds.

SECTION 10. The County fiscal body pledges that Title III requirement monies and state matching funds received by the County will be used to pay any outstanding obligations incurred by the County for the voting system purchase subject to the reimbursement.

SECTION 11. The County fiscal body pledges that if the obligations incurred by the County to obtain this voting system have been paid in full or in part as of this date, that the remaining Title III requirement monies and state matching funds will be used to improve the administration of elections for federal office in the County.

SECTION 12. No later than thirty (30) days after adoption of this Resolution, the County will establish a separate non-reverting account in which all Title III requirement monies and state matching funds will be deposited.

SECTION 13. The County agrees to refund to the State of Indiana no later than May 1, 2006 an amount equal to the Title III requirement monies and state matching funds received by the County if the Secretary of State of Indiana and the Co-Directors of the Indiana Election Division determine on March 1, 2006 that the County has not (1) provided at least one (1) voting system in each polling place of the county no later than December 31, 2005 to permit a voter who is blind or visually impaired to vote privately and independently in accordance with Public Law 209-203; or (2) honored one or more of the certifications made by the County in this Resolution regarding polling place accessibility or the permitted uses of these funds.

SECTION 14. The County fiscal body pledges that Section 101 funds received by the County will be used to pay any outstanding obligations incurred by the County for the voting system purchase subject to the reimbursement.

SECTION 15. The County fiscal body pledges that if the obligations incurred by the County to obtain this voting system have been paid in full or in part as of this date, that the remaining Section 101 funds will be used to improve the administration of elections for federal office in the County.

SECTION 16. No later than thirty (30) days after adoption of this Resolution, the County will establish a separate non-reverting account in which all Section 101 funds will be deposited.

SECTION 17. The County agrees to refund to the State of Indiana no later than May 1, 2006 an amount equal to the Section 101 funds received by the County if the Secretary of State of Indiana and the Co-Directors of the Indiana Election Division determine on March 1, 2006 that the County has not (1) provided at least one (1) voting system in each polling place of the county no later than December 31, 2005 to permit a voter who is blind or visually impaired to vote privately and independently in accordance with Public Law 209-203; or (2) honored one or more of the certifications made by the County in this Resolution regarding polling place accessibility or the permitted uses of these funds.

SECTION 18. The President and Clerk of the Council are authorized to certify this resolution and any other documents required by the Indiana Election Division as may be necessary and proper to carry out the purposes of this resolution.

SECTION 19. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 542, 2003. The proposal, sponsored by Councillor Bradford, approves the waiver of penalties on installment payment of certain real estate taxes. Councillor Bradford read the proposal and moved, seconded by Councillor Soards, for adoption. Proposal No. 542, 2003 was adopted by a unanimous voice vote.

Proposal No. 542, 2003 was retitled SPECIAL RESOLUTION NO. 55, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 55, 2003

A SPECIAL RESOLUTION approving the waiver of penalties on installment payment of certain real estate taxes.

WHEREAS, the Indiana Department of Local Government Finance authorized the County Treasurer to approve installment payments of real property taxes for certain hardship cases resulting from the effects of reassessment; and

WHEREAS, a few property taxpayers requested the County Treasurer to permit installment payments and to waive the delinquency penalties on such payments; and

WHEREAS, the County Treasurer proposed a plan for such installment payments for 84 residential properties and submitted the same to the Department of Local Government Finance for approval; and

WHEREAS, the Department of Local Government Finance has advised the County Treasurer that Department of Local Government Finance has decided to require that the City-County Council approve such plan; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council approves and recommends that the plan approved by the County Treasurer with respect to taxpayers who requested such plan prior to the September 3rd due date of the First Installment of taxes due in 2003, with respect to total payments of less than \$140,000.

SECTION 2. The Council recommends that the Department of Local Government Finance waive the late payment penalties with respect to the taxpayers who comply with the installment agreements approved by the County Treasurer.

PROPOSAL NO. 429, 2003. Councillor Langsford reported that the Metropolitan Development Committee heard Proposal No. 429, 2003 on July 28 and August 28, 2003. The proposal, sponsored by Councillor Brents, designates 16th Street from Rev. Dr. Martin Luther King Drive, west to Montcalm Street as the Rev. Dr. Wayne Taft Harris, Sr. Memorial Parkway. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Langsford moved, seconded by Councillor Brents, for adoption. Proposal No. 429, 2003 was adopted by a unanimous voice vote.

Proposal No. 429, 2003 was retitled SPECIAL RESOLUTION NO. 56, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 56, 2003

A SPECIAL RESOLUTION designating 16th Street from Rev. Dr. Martin Luther King Drive, west to Montcalm Street as the Rev. Dr. Wayne Taft Harris, Sr. Memorial Parkway.

WHEREAS, Rev. Dr. Wayne Taft Harris, Sr. was Pastor of the Mount Olive Missionary Baptist Church for nearly 22 years, from September, 1978, to August 8, 2000; and

WHEREAS, Rev. Dr. Wayne Taft Harris, Sr. brought the Indianapolis Extension of Simmons Bible College to the city and he held the position of President of the College, as well as beginning the Mount Olive Crisis Care Center which deals with the addictive, HIV/AIDS, and the homeless of our community; and

WHEREAS, he contributed to the community in many ways, could be classified as a modern day Civil Rights Activist, championed the cause of the homeless, the financially disadvantaged, and any other person or group that needed support and assistance; and

WHEREAS, Rev. Dr. Harris held various positions of noted worthiness such as President of Simmons Bible College – Indianapolis Extension, was a Board Member of the Westside Community Organization (WESCO), and was Community/Political Action Director of the Interdenominational Minister's Alliance; and

WHEREAS, Rev. Dr. Wayne Taft Harris, Sr. was also an accomplished writer, including PSYCHOSOMAPNEUAPSYCHOSIS (Worship in the Black Experience), Biblical Authority on Controversial Issues, Umpf! Umpf! Umpf!, All is Not Well in Nap Town, and A Perspective from One Black...To Another Black Man; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council does hereby honor the memory of Rev. Dr. Wayne Taft Harris, Sr., longtime pastor of the Mount Olive Missionary Baptist Church and community activist who touched lives across racial, ethnic, financial, and social boundaries by designating 16th Street from Rev. Dr. Martin Luther King, Sr. Drive, west to Montcalm, as the Rev. Dr. Wayne Taft Harris, Sr. Memorial Parkway.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Boyd asked for consent to present another Special Resolution remembering the life of Governor Frank O'Bannon, and he invited all Councillors to join him as co-sponsors. Consent was given.

Proposal No. 557, 2003. The proposal, sponsored by All Councillors, remembers the life of Governor Frank O'Bannon. Councillor Boyd read the proposal and moved, seconded by Councillor Coughenour, for adoption. Proposal No. 557, 2003 was adopted by a unanimous voice vote.

Proposal No. 557, 2003 was retitled SPECIAL RESOLUTION NO. 57, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 57, 2003

A SPECIAL RESOLUTION remembering the life of Governor Frank O'Bannon.

WHEREAS, Governor Frank O'Bannon spent nearly a third of a century of his life in public service, succeeding his father in the State Senate where Frank represented his constituents for 18 years before being elected Lt. Governor for eight years, and as Governor of Indiana for nearly seven years; and

WHEREAS, Frank O'Bannon was an outstanding Governor, a warm and gracious gentleman, and demonstrated that even today, nice guys can finish first; and

WHEREAS, he grew up in Corydon, Indiana, where he practiced law, worked for the family newspaper, and managed a savings and loan bank, and even as a young family man was active in the community carrying on the family tradition that public service is a high calling; and

WHEREAS, while in office one of Governor O'Bannon's consistent missions was Indiana's children and the improvement of their educational standards and aspirations, often visiting classrooms and bringing delegations of school children to the State House; and

WHEREAS, the Governor suffered a fatal stroke while attending to the state's business in Chicago, and passed away from this earthly life on Saturday, September, 13, 2003; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council on behalf of the people of Indianapolis do hereby remember the active life of Frank O'Bannon, 47th Governor of the State of Indiana, and express our sorrow at his untimely passing.

SECTION 2. A warm hearted gentleman has just entered Heaven, and we pray that God welcomes him with an extended hand, and also grants comfort to First Lady Judy O'Bannon and to their children and grandchildren.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 441, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$20,000 in the 2003 Budgets of the County Auditor and the Marion County Justice Agency (State and Federal Grants Fund) to appropriate a state grant for salaries, fringes, and supplies for IUPUI (Indiana University Purdue University Indianapolis) employees, who will be conducting research for an evaluation of the Marion County's Cite and Release and Emergency Jail Release Policies (The local match of \$10,100 is funded by existing appropriation in the Marion County Justice Agency's Budget.)"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 511, 2003. Introduced by Councillor McWhirter. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes the auditor to collect an endorsement fee of \$5 for each legal description of each parcel contained in a deed"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 512, 2003. Introduced by Councillors McWhirter and Nytes. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which approves a public purpose grant in the amount of \$50,000 to Indiana University for the purpose of financing educational access programming on the educational access channels of the franchised cable systems in Marion County"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 513, 2003. Introduced by Councillors McWhirter and Nytes. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which approves a public purpose

grant to Indiana University in the amount of \$100,000 for the purpose of enabling the Educational Television Cooperative (ETC) to purchase equipment for the expansion of the ETC playback site that provides programming on the educational access channels of the franchised cable systems in Marion County"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 515, 2003. Introduced by Councillors Langsford and Horseman. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends the definitions of "adult cabaret" and "adult motel" in the commercial zoning districts ordinances to make the definitions consistent with those in the city's adult entertainment businesses ordinances (03-AO-02) (Certified September 5, 2003)"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 516, 2003. Introduced by Councillors Cockrum, Douglas, and Langsford. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$1,815,000 in the 2003 Budget of the Department of Parks and Recreation (Non-Lapsing Federal Grants Fund) to pay for land acquisition, preliminary design work, construction documents, and inspections necessary for the Pennsy Rail-Trail, financed by federal funds administered by the Indiana Department of Transportation"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 517, 2003. Introduced by Councillors Cockrum and Douglas. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$285,250 in the 2003 Budget of the Department of Parks and Recreation (Non-Lapsing Federal Grants Fund) to pay for the restoration of Marott Park, located in Washington Township, financed by a grant from the Department of Interior"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 518, 2003. Introduced by Councillors Dowden, Moriarty Adams, and Talley. The Clerk read the proposal entitled: "A Proposal for a Police Special Service District Ordinance. which approves a transfer totaling \$426,514 in the 2003 Budget of the Department of Public Safety, Police Division (Non-Lapsing Federal Grants Fund, Police General Fund, and Federal Grants Fund) to fund various projects (officer overtime for highway safety projects, customs overtime for airport drug security, PAL/Youth supplies, cultural and sporting events fees, Domestic Violence supplies, training, and computer equipment, Weed and Seed program supplies, training, equipment, a contractual research analyst, equipment, and South District terrorist training)"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 519, 2003. Introduced by Councillors Dowden, Moriarty Adams, and Talley. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$149,100 in the 2003 Budget of the County Sheriff (State and Federal Grants Fund) for crime prevention publications and programs involving cooperation between community residents and law enforcement personnel, funded through IPD by a grant from the Department of Justice"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 520, 2003. Introduced by Councillors Dowden, Moriarty Adams, and Talley. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves a transfer of \$2,800 in the 2003 Budget of the County Sheriff (State and Federal Grants Fund) to pay unexpected expenses"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 521, 2003. Introduced by Councillor McWhirter. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$471,500 in the 2003 Budgets of the County Auditor and the County Prosecutor (State and Federal Grants Fund) to fund the continuation of Operation Pull-Over, funded by a state grant (Governor's Council on Impaired and Dangerous Driving and National Highway Safety Administration)"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 522, 2003. Introduced by Councillor McWhirter. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$193,298 in the 2003 Budgets of the County Auditor and the County Prosecutor (State and Federal Grants Fund) to fund the program continuation of OVWI (Operating Vehicle While Intoxicated), funded by a state grant (Governor's Council on Impaired and Dangerous Driving and the National Highway Traffic Safety Administration)"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 523, 2003. Introduced by Councillors McWhirter and Soards. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$10,000 in the 2003 Budgets of the County Auditor and the County Prosecutor (State and Federal Grants Fund) to fund the partial salary for a paralegal focusing on nuisance abatement and for a portion of the Tidemark database for tracking properties, funded by a grant from IPD and Department of Justice"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 524, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$147,155 in the 2003 Budget of the County Auditor and the Forensic Services Agency (State and Federal Grants Fund) to fund the DNA analysis of "No Suspect" cases, funded by a grant from the Indiana State Police"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 525, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$24,028 in the 2003 Budget of the Marion County Justice Agency (State and Federal Grants Fund) to help fund the Julian Center's Family Growth and Development Project, funded by a state grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 526, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$20,044 in the 2003 Budget of the Marion County Justice Agency (State and Federal Grants Fund) to allocate the Pathway to Recovery grant which will fund the partial salaries and fringes of five employees"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 527, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$249,314 in the 2003 Budgets of the County Auditor and the Marion County Justice Agency (State and Federal Grants Fund) to allocate the U.S. Department of Justice grant for the Community Prosecution and Project Safe Neighborhoods "; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 528, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves a transfer of \$973,536 from the 2003 Budgets of the County Sheriff and the Marion County Justice Agency (County General Fund) to the 2003 Budgets of the County Auditor, Marion Superior Court, County Prosecutor,

Marion County Public Defender, Clerk of the Circuit Court, County Sheriff, and the Marion County Justice Agency to pay the expenses for the Arrestee Processing Center"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 529, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$48,178 in the 2003 Budget of the Marion Superior Court, Juvenile Division (State and Federal Grants Fund) to fund the continuation of the Guardian Ad Litem Program, funded by a state grant (Indiana Criminal Justice Institute)"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 530, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$60,108 in the 2003 Budgets of the County Auditor and the Marion Superior Court, Juvenile Division (Juvenile Probation Fund) to increase funding for juvenile probation, financed by fund balances"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 531, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$20,000 in the 2003 Budget of the Marion Superior Court (State and Federal Grants Fund) to pay the salary of one coordinator in the Family Court Project, funded by a grant from the Indiana Supreme Court"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 532, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves a transfer of \$1,100,000 in the 2003 Budget of the Marion Superior Court (County General Fund) to fund rent-related expenses for probation satellites"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 533, 2003. Introduced by Councillors Bainbridge and Moriarty Adams. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$125,000 in the 2003 Budget of the Department of Public Works, Engineering Division (Non-Lapsing Federal Grants Fund) to complete a scoping report for a proposed Downtown Cultural Trail, financed by a Federal Highway Administration Transportation Enhancement grant"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 534, 2003. Introduced by Councillor Nytes. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Allegheny Street and Cleveland Street (District 22)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 535, 2003. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a change in intersection controls at East Street and Narcissus Drive (District 25)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 536, 2003. Introduced by Councillor Knox. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a change in intersection controls at Ohio Street and Reisner Street (District 17)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 537, 2003. Introduced by Councillors Soards and Gray. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes intersection control changes and parking control changes in the Three Fountains West, Colonial Square, and Mayfield Green Apartment complexes (Districts 1, 9)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 538, 2003. Introduced by Councillor Bainbridge. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions on Norfolk Street from Patricia Street to the dead end (District 8)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 555, 2003. Introduced by Councillor Frick. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves a transfer of \$100,000 in the 2003 Budget of the City-County Council (Consolidated County Fund) to do a study to determine potential savings if the operation of the jail were privatized"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 556, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which determines the need to lease approximately 17,000 square feet of office space at 3806 S. Madison Avenue for the Southside Community Office of the Marion Superior Court Probation Department, Adult Services Division"; and the President referred it to the Administration and Finance Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 543, 2003, PROPOSAL NOS. 544-548, 2003 and PROPOSAL NOS. 549-554, 2003. Introduced by Councillor Langsford. Proposal No. 543, 2003, Proposal Nos. 544-548, and Proposal Nos. 549-554, 2003 are proposals for Rezoning Ordinances certified by the Metropolitan Development Commission on August 29 and September 5, 2003. The President called for any motions for public hearings on any of those zoning maps changes. There being no motions for public hearings, the proposed ordinances, pursuant to IC 36-7-4-608, took effect as if adopted by the City-County Council, were retitled for identification as REZONING ORDINANCE NOS. 134-145, 2003, the original copies of which ordinances are on file with the Metropolitan Development Commission, which were certified as follows:

REZONING ORDINANCE NO. 134, 2003.

2003-ZON-076

8155 ROCKVILLE ROAD (approximate address), INDIANAPOLIS.

WAYNE TOWNSHIP, COUNCILMANIC DISTRICT #19

WILLIAMS REALTY INVESTMENT, LLC., by David Gillman, requests a rezoning of 24.909 acres, being in the C-3 (FF) (FW), C-4 (FF) (FW) and I-3-S (FF) (FW) Districts, to the C-4 (FF) (FW) classification to provide for commercial development.

REZONING ORDINANCE NO. 135, 2003.

2003-ZON-072 (2003-DP-012)

8845 TOWNSHIP LINE ROAD (approximate address), INDIANAPOLIS.

WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT #3

EATON INVESTMENTS, LTD., by Brian J. Tuohy, requests a rezoning of 7.885 acres, being in the C-S District, to the D-P classification to provide for residential development with a density of 11.92 units per acre and provide for the continued operation of an existing restaurant.

REZONING ORDINANCE NO. 136, 2003.

2003-ZON-088

1633-1637 EAST PROSPECT STREET (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT #21

METRO MINISTRIES, INCORPORATED, by David Kingen, requests a rezoning of 0.10 acre, being in the C-4 District, to the C-3C classification to provide for commercial uses.

REZONING ORDINANCE NO. 137, 2003.

2003-ZON-089

9815 EAST 46TH STREET (approximate address), CITY OF LAWRENCE.

LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT #14

PHIL ALT AND MICHAEL JONES request a rezoning of 12.30 acres, being in the D-A District, to the D-3 classification to provide for single-family residential development.

REZONING ORDINANCE NO. 138, 2003.

2003-ZON-098

7999 KNUE ROAD (approximate address), INDIANAPOLIS.

LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT #4

ZIRP-CASTLETON, L.L.C., by J. Taggart Birge, requests a rezoning of 5.03 acres, being in the C-S District, to the C-S classification to provide for educational uses.

REZONING ORDINANCE NO. 139, 2003.

2003-ZON-099

5920 CASTLEWAY WEST DRIVE (approximate address), INDIANAPOLIS.

LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT # 4

ZIRP-CASTLETON, L.L.C., by J. Taggart Birge, requests a rezoning of 4.567 acres, being in the C-S District, to the C-S classification to provide for educational uses.

REZONING ORDINANCE NO. 140, 2003.

2000-ZON-084

603, 605 and 607 LORD STREET and 610, 614 and 622 FLETCHER AVENUE (approximate addresses), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT #16

METROPOLITAN DEVELOPMENT COMMISSION requests a rezoning of 0.30 acres, being in the I-4-U District, to the D-8 classification to provide for six single-family dwellings.

REZONING ORDINANCE NO. 141, 2003.

2003-ZON-020

306 PROSPECT STREET (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 25

MADISON AVENUE ATHLETIC CLUB, INC., by David Kingen, requests a rezoning of 1.77 acres, being in the D-8 District, to the C-S classification to legally establish an athletic club with a restaurant and lounge, and provide for all C-1, C-2 and D-8 uses.

REZONING ORDINANCE NO. 142, 2003.

2003-ZON-094

3017 SHRIVER AVENUE (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT #9

PATHWAY MISSIONARY BAPTIST CHURCH requests a rezoning of 0.91 acres, being in the C-4 Districts, to the SU-I classification to provide for religious uses.

REZONING ORDINANCE NO. 143, 2003.

2003-ZON-096

1049 ELM STREET (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT #16

SOUTHEAST NEIGHBORHOOD DEVELOPMENT, INCORPORATED requests a rezoning of 0.045 acre, being in the C-5 District, to the D-8 classification to provide for a single-family dwelling.

REZONING ORDINANCE NO. 144, 2003.

2003-ZON-821

4915 BRUSHWOOD ROAD; 8331 and 8424 WEST THOMPSON ROAD; 8554, 8609 and 8702 COLONIAL ROAD; and 5303, 5321, 5322 and 5621 STANLEY ROAD (approximate addresses), INDIANAPOLIS.

DECATUR TOWNSHIP, COUNCILMANIC DISTRICT # 19

MIDWEST LOGISTS PARTNERS, LP, by Eugene Valanzono, requests a rezoning of 23.06 acres, being in the D-A, C-1, and "A" Districts, to the C-S classification to provide for the expansion of an industrial park consistent with 95-Z-149.

REZONING ORDINANCE NO. 145, 2003.

2003-ZON-826

805 and 807 HIGHLAND AVENUE and 1202, 1210, 1214, and 1220 EAST SAINT CLAIR STREET (approximate addresses), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT #22

DOUGLAS WILLIAM SHOEMAKER requests a rezoning of 0.67 acres, being in the I-3-U (FF) (FW) District, to the D-8 (FF) (FW) classification to provide for single-family residential development.

President Borst stated that the Majority Leader, Councillor Coonrod, will give the Committee reports for the budget proposals.

SPECIAL ORDERS – FINAL ADOPTION – 2004 BUDGET ORDINANCES POLICE SPECIAL SERVICE DISTRICT

President Borst convened the Police Special Service District Council.

PROPOSAL NO. 462, 2003. Councillor Coonrod reported that the Public Safety and Criminal Justice Committee heard Proposal No. 462, 2003 on September 10, 2003. The proposal, sponsored by Councillor Boyd, adopts the annual budget of the Police Special Service District for 2004 appropriating \$125,276,616 and levying property taxes to fund such budget. By a 9-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Coonrod moved, seconded by Councillor Dowden, for adoption. Proposal No. 462, 2003, as amended, was adopted on the following roll call vote; viz:

26 YEAS: Bainbridge, Black, Borst, Boyd, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Short, Smith, Soards, Talley, Tilford
3 NAYS: Bradford, Frick, Schneider

Proposal No. 462, 2003, as amended, was retitled POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 2, 2003, and reads as follows:

POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 2, 2003

A POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE creating the annual budget of the Police Special Service District of the City of Indianapolis, Indiana, for the fiscal year beginning January 1, 2004, and ending December 31, 2004, appropriating monies for the purpose of defraying the expenses and all outstanding claims and obligations of said Police District and the Police Pension Fund, fixing and establishing the annual rate of taxation and tax levy for the year 2004 for each fund for which a special tax levy is authorized, and fixing a time when this ordinance shall take effect.

BE IT ORDAINED BY THE POLICE SPECIAL SERVICE DISTRICT COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. For the expenses of the Police Force of the City of Indianapolis for the fiscal year beginning January 1, 2004, and ending December 31, 2004, the sums of money herein set out are hereby appropriated and ordered set apart out of the Police Service District Fund for the purposes herein specified, subject to the law governing the same:

2004 ANNUAL BUDGET DEPARTMENT OF PUBLIC SAFETY POLICE DIVISION		
	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
DEPARTMENT OF PUBLIC SAFETY Police Division	POLICE SERVICE DISTRICT FUND	
1. Personal Services	76,078,652	76,078,652
2. Supplies	686,696	686,696
3. Other Services and Charges	6,747,614	6,747,614
4. Capital Outlay	740,721	740,721
5. Internal Charges	4,672,278	4,672,278
TOTAL	88,935,961	88,935,961

SECTION 2. For the expenses and obligations of the Police Pension of the City of Indianapolis, for the fiscal year beginning January 1, 2004 and ending December 31, 2004, the sums of money herein set out are hereby appropriated and ordered set apart out of the Police Pension Fund for the purposes herein specified, subject to the law governing the same:

	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
DEPARTMENT OF PUBLIC SAFETY Police Division	POLICE PENSION FUND	
1. Personal Services	35,350,330	35,350,330
2. Supplies	4,200	4,200
3. Other Services and Charges	80,625	80,625
4. Capital Outlay	500	500
5. Internal Charges	5,000	5,000
TOTAL	35,440,655	35,440,655

SECTION 3. For the expenses and obligations of the Police Force of the City of Indianapolis, for the fiscal year beginning January 1, 2004 and ending December 31, 2004, the sums of money herein set out are hereby appropriated and ordered set apart out of the Federal Law Enforcement Fund for the purposes herein specified, subject to the law governing the same:

	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
DEPARTMENT OF PUBLIC SAFETY Police Division	FEDERAL LAW ENFORCEMENT FUND	
1. Personal Services	0	0
2. Supplies	100,000	100,000
3. Other Services and Charges	100,000	100,000
4. Capital Outlay	500,000	400,000
5. Internal Charges	0	0
TOTAL	700,000	600,000

SECTION 4. For the expenses and obligations of the Police Force of the City of Indianapolis, for the fiscal year beginning January 1, 2004 and ending December 31, 2004, the sums of money herein set out are hereby appropriated and ordered set apart out of the State Law Enforcement Fund for the purposes herein specified, subject to the law governing the same:

	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
DEPARTMENT OF PUBLIC SAFETY	STATE LAW ENFORCEMENT FUND	
Police Division		
1. Personal Services	0	0
2. Supplies	30,000	30,000
3. Other Services and Charges	70,000	70,000
4. Capital Outlay	100,000	100,000
5. Internal Charges	0	0
TOTAL	200,000	200,000

SECTION 5. (a) The salaries, wages, and compensation of the various officers and employees of the Police Special Service District for the ensuing year are now fixed and approved as set forth in this section.

(b) All classified personnel of the Police Special Service District shall be paid in accordance with the following schedule:

CITY OF INDIANAPOLIS SALARY GRADE SCALE AS OF JANUARY 1, 2004					
Grade	Minimum	1 st Quarter	Midpoint	3 rd Quarter	Maximum
16	\$55,816	\$66,737	\$77,658	\$88,579	\$99,500
15	\$51,473	\$61,768	\$72,063	\$82,358	\$92,652
14	\$47,516	\$57,019	\$66,522	\$76,025	\$85,528
13	\$43,863	\$52,636	\$61,408	\$70,181	\$78,953
12	\$41,990	\$49,338	\$56,686	\$64,035	\$71,383
11	\$38,762	\$45,545	\$52,328	\$59,112	\$65,895
10	\$35,781	\$42,043	\$48,305	\$54,567	\$60,828
9	\$33,030	\$38,811	\$44,591	\$50,372	\$56,152
8	\$31,664	\$36,414	\$41,163	\$45,913	\$50,662
7	\$29,229	\$33,614	\$37,998	\$42,383	\$46,767
6	\$26,982	\$31,030	\$35,077	\$39,124	\$43,171
5	\$24,908	\$28,644	\$32,380	\$36,116	\$39,852
4	\$23,912	\$26,901	\$29,890	\$32,879	\$35,868
3	\$22,074	\$24,833	\$27,592	\$30,352	\$33,111
2	\$20,377	\$22,924	\$25,471	\$28,018	\$30,565
1	\$18,810	\$21,162	\$23,513	\$25,864	\$28,215

(c) All merit police officers shall be paid in accordance with the applicable bargaining agreements approved pursuant to Sec. 291-610 of the Revised Code of the Consolidated City and County.

(d) The respective amounts herein specified for personal services are hereby appropriated therefore; provided, however, that no person, official, or employee whose salary or compensation has been approved as part of the "Personal Services" appropriations in this ordinance, or any ordinance hereafter adopted, shall have any vested right to receive such amount, except as may be accrued, or otherwise provided by statute. Control as to any decrease shall be vested in the body or executive having direction over the one affected, as provided by law. Provided that, certain employees classified as "exempt" for the purposes of the Fair Labor Standards Act shall be salaried employees, and such salaries shall be paid on an annualized basis. Exempt salaried employees shall, however, be required to work a regularly scheduled 40-hour week. Provided further, that the compensation of employees classified as "non-exempt" for the purposes of the Act may fluctuate from pay period to pay period, in accordance with actual hours worked. Non-exempt employees shall also be required to work a regularly scheduled 40-hour week. Wages and hours of uniformed employees shall be determined in accordance with applicable provisions of the Fair Labor Standards Act.

(e) The budgeted full time equivalent positions for each department and division for the calendar year 2004 shall be limited as follows:

Department	Division	Position Type	2004 Proposed
Public Safety	Police	Full Time (Civilian) FTE	369.85
Public Safety	Police	Uniform (sworn) FTE	1,232.02
Public Safety	Police	Part Time FTE	6.42
Public Safety	Police	School Crossing Guard FTE	11.36
Police Total			1,619.65

As used in this section, "full time equivalents" (FTE) are calculated as follows: One FTE is a full-time employee's work year of 2,080 hours. To calculate FTE for part-time or seasonal employees, the total of the hours budgeted is divided by 2,080.

The Indianapolis Police Department is authorized for a total of 383 full time civilians and 1,250 sworn (uniform) officers in 2004. The number of budgeted F.T.E.s, however, is less than the number of authorized positions. For civilians, vacancy and attrition factors result in only 369.90 budgeted full time F.T.E.s. For sworn officers, attrition factors and the timing of recruit classes results in a budgeted number of F.T.E.s below the maximum authorized strength. I.P.D. is planning to conduct Recruit Classes in the Fall of 2003, January of 2004, and again during June of 2004, in order to add enough new Uniformed Officers to meet a Budget Year 2004 target of 1,232 positions filled by the start of the June 2004 class. The 1,232 Uniform Officer F.T.E.s shown above, for the 2004 Budget, represents the monthly projected average F.T.E.s for the entire year. The average number of F.T.E.s is calculated to provide a more accurate estimate of salary dollar requirements for the budget.

(f) Neither the number of Full Time Equivalents nor the compensation schedule shall be increased without approval of the Council in accordance with Article III of Chapter 191 of the Revised Code of the Consolidated City and County.

(g) Any employee of the city or county who authorizes the payment of, or accepts, any salary, wage or compensation, either as to separate persons or in gross, in excess of that authorized in this Section 5, shall be indebted to the city or county for repayment of the excess; and such actions shall be grounds for impeachment, removal, or dismissal in the manner provided by law.

SECTION 6. To defray the costs of government of the Police Special Service District in accordance with the appropriations stated in sections 1 and 2 of this ordinance, certain anticipated and estimated revenues are allocated as follows:

(a) The Police Service District Fund for 2004 shall consist of all balances as of the end of fiscal 2003 available for transfer into said fund, all miscellaneous revenues of Police General Fund, Law Enforcement Training Fund, Police General-Grants, and Police Training Fund and derived from sources connected with the operation of the Police Force, including traffic fines and intergovernmental reimbursements, Police Training Fund Transfers, Court Docket Fees, portions of the receipts from the County Option Income Tax and PILOTs allocated to this fund, those distributions of taxes allocated by state law on the basis of property taxes levied and assessed as this fund, and all amounts received by the levy of a rate of tax for this fund on all taxable property located in the Police Special Service District by virtue of section 7 of this ordinance.

(b) The Police Pension Fund for 2004 shall consist of all balances at the end of fiscal 2003 available for transfer into said fund, all miscellaneous revenues derived from sources connected with the operation of the Police Pension Fund, amounts allocated herein from the Supplemental Pension Trust, those distributions of taxes allocated by state law on the basis of property taxes levied and assessed as this fund, and all amounts received by the levy of a rate tax for this fund on all taxable property located in the Police Special Service District by virtue of section 7 of this ordinance.

(c) The Federal Law Enforcement Fund for 2004 shall consist of all balances at the end of fiscal 2003 available for transfer into said fund and all miscellaneous revenues derived from sources connected with the operation of the Federal Law Enforcement Fund.

(d) The State Law Enforcement Fund for 2004 shall consist of all balances at the end of fiscal 2003 available for transfer into said fund and all miscellaneous revenues derived from sources connected with the operation of the State Law Enforcement Fund.

SECTION 7. There is hereby levied and assessed or confirmed as may be required by law on all real estate and improvements and all business personal property of whatever description, tangible and intangible, and choses in action of every kind and character in the Police Special Service District of the City of Indianapolis,

as assessed and returned for taxation in said District for the year 2003, payable in 2004, a tax rate of thirty and forty hundredths cents (\$0.3040) for the Police Special Service District Fund on each one hundred dollars (\$100.00) valuation of such special service district taxable property, and five and eighty-two hundredths cents (\$0.0582) for Police Pension Fund on each one hundred dollars (\$100.00) valuation of such special service district taxable property.

SECTION 8. The budget of said special service district shall be carried out with the revenues from taxation provided from the several tax levies fixed in this ordinance, and the miscellaneous receipts of said funds and with the use of portions of current balances, all as indicated on the following tables:

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES POLICE SERVICE DISTRICT FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 through Dec. 31, 2003	Jan. 01, 2004 through Dec. 31, 2004
SPECIAL TAXES		
County Option Income Tax	14,117,158	24,841,016
Auto Excise	2,939,425	2,876,534
Financial Institutions Tax	828,424	810,699
Commercial Vehicle Excise Tax	405,653	396,974
ALL OTHER REVENUE		
Licenses and Permits	353,348	765,000
Charges for Services	117,385	50,500
Intergovernmental	3,650,000	3,650,000
Sale and Lease of Property	77,700	77,700
Fees for Services	29,767	226,500
Fines and Penalties	1,705,873	1,880,000
Miscellaneous Revenue	86,200	264,318
Intragovernmental	580,000	880,000
Transfers from Parking Meter Fund	749,610	1,750,000
Transfers from Sanitation PILOT Fund	1,825,000	5,400,000
TOTAL	27,465,543	43,869,241

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES POLICE PENSION FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 through Dec. 31, 2003	Jan. 01, 2004 through Dec. 31, 2004
SPECIAL TAXES		
County Option Income Tax	3,401,745	7,250,000
Auto Excise	420,431	550,648
Financial Institutions Taxes	118,491	155,190
Commercial Vehicle Excise Taxes	58,021	75,991
ALL OTHER REVENUE		
Intergovernmental	15,109,404	13,450,500
Miscellaneous	106,500	300,000
Trust and Agency Receipts	67,920	100,000
Intragovernmental	0	0
Transfers from AWT PILOT Fund	0	0
TOTAL	19,282,512	21,882,329

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES FEDERAL LAW ENFORCEMENT FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 Through Dec. 31, 2003	Jan. 01, 2004 through Dec. 31, 2004
ALL OTHER REVENUE		
Intergovernmental	356,000	600,000
Fines and Penalties	0	0
Interest	10,500	0
TOTAL	366,500	600,000

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES STATE LAW ENFORCEMENT FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 Through Dec. 31, 2003	Jan. 01, 2004 through Dec. 31, 2004
ALL OTHER REVENUE		
Intergovernmental	8,292	300,000
Fines and Penalties	0	0
Interest	5,250	0
TOTAL	13,542	300,000

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES POLICE SERVICE DISTRICT FUND		
2004 NET ASSESSED VALUATION	12,464,676,310	
2003 BILLED NET ASSESSED VALUATION	12,280,469,271	
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	16,314,757	16,314,757
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	46,991,035	46,991,035
3. Additional appropriations necessary to be made July 1 to December 31 of present year	756,100	756,100
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	15,181,656	15,181,656
5. Total expenditures for current year (add lines 2-4)	62,928,791	62,928,791
6. Remaining property taxes to be collected present year	28,971,153	28,971,153
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	27,709,550	27,709,550
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	56,680,703	56,680,703
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	10,066,669	10,066,669
10. Total budget estimate for January 1 to December 31 of incoming year	88,935,961	88,935,961
11. Miscellaneous revenue for January 1 to December 31 of incoming year	44,398,225	43,869,241
12. Property tax to be raised from January 1 to December 31 of incoming year	37,892,616	37,892,616
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	3,421,549	2,892,565
14. Estimated December 31 cash balance, of incoming year	3,421,549	2,892,565

Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.3090	0.3090
Proposed tax rate for incoming year	0.3040	0.3040

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES		
POLICE PENSION FUND		
2004 NET ASSESSED VALUATION	12,464,676,310	
2003 BILLED NET ASSESSED VALUATION	12,280,469,271	
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	2,613,808	2,613,808
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	18,042,189	18,042,189
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	18,042,189	18,042,189
6. Remaining property taxes to be collected present year	4,144,763	4,144,763
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	19,282,511	19,282,511
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	23,427,274	23,427,274
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	7,998,894	7,998,894
10. Total budget estimate for January 1 to December 31 of incoming year	35,440,655	35,440,655
11. Miscellaneous revenue for January 1 to December 31 of incoming year	21,882,329	21,882,329
12. Property tax to be raised from January 1 to December 31 of incoming year	7,255,121	7,255,121
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	1,695,689	1,695,689
14. Estimated December 31 cash balance, of incoming year	1,695,689	1,695,689
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0442	0.0442
Proposed tax rate for incoming year	0.0582	0.0582

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES		
FEDERAL LAW ENFORCEMENT FUND		
2004 NET ASSESSED VALUATION		
2003 BILLED NET ASSESSED VALUATION		
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	618,429	618,429
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	232,665	232,665
3. Additional appropriations necessary to be made July 1 to December 31 of present year	123,900	123,900
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	356,565	356,565
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	366,500	366,500
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	366,500	366,500

9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	628,364	628,364
10. Total budget estimate for January 1 to December 31 of incoming year	600,000	600,000
11. Miscellaneous revenue for January 1 to December 31 of incoming year	600,000	600,000
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	628,364	628,364
14. Estimated December 31 cash balance, of incoming year	628,364	628,364
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0000	0.0000
Proposed tax rate for incoming year	0.0000	0.0000

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES STATE LAW ENFORCEMENT FUND		
2004 NET ASSESSED VALUATION		
2003 BILLED NET ASSESSED VALUATION		
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	550,515	550,515
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	85,371	85,371
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	85,371	85,371
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	13,542	13,542
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	13,542	13,542
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	478,687	478,687
10. Total budget estimate for January 1 to December 31 of incoming year	200,000	200,000
11. Miscellaneous revenue for January 1 to December 31 of incoming year	300,000	300,000
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	578,687	578,687
14. Estimated December 31 cash balance, of incoming year	578,687	578,687
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0000	0.0000
Proposed tax rate for incoming year	0.0000	0.0000

SECTION 9.

SUMMARIES OF APPROPRIATIONS, MISCELLANEOUS REVENUE, TAX LEVIES, NET ASSESSED VALUE AND TAX RATE					
Fund	Appropriation	Miscellaneous Revenue	Tax Levy	Net Assessed Value	Tax Rate
Police General	88,935,961	43,869,241	37,892,616	12,464,676,310	0.3040
Police Pension	35,440,655	21,882,329	7,255,121	12,464,676,310	0.0582
Federal Law Enforcement	600,000	600,000	0		
State Law Enforcement	200,000	300,000	0		
Total	125,276,616	66,651,571	45,147,737		0.3622

SECTION 10. The Auditor of Marion County be, and is hereby, ordered and directed to place the aforesaid tax levies upon the property tax duplicates; and the County Treasurer of such county, ex-officio city treasurer be, and is hereby, ordered and directed to collect the same for the Police Special Service District of the City of Indianapolis, and make due report thereof as provided by law.

SECTION 11. This ordinance shall be in full force and effect beginning January 1, 2004, after passage by the Police Special Service District Council, approval by the Mayor, and approval by the Department of Local Government Finance as required by law.

FIRE SPECIAL SERVICE DISTRICT

President Borst convened the Fire Special Service District Council.

PROPOSAL NO. 463, 2003. Councillor Coonrod reported that the Public Safety and Criminal Justice Committee heard Proposal No. 463, 2003 on September 10, 2003. The proposal, sponsored by Councillor Boyd, adopts the annual budget for the Fire Special Service District for 2004 appropriating \$85,792,951 and levying property taxes to fund such budget. By a 9-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

Councillors Gray and Langsford stated that they will abstain from voting to avoid the appearance of a conflict of interest.

Councillor Coonrod moved, seconded by Councillor Dowden, for adoption. Proposal No. 463, 2003, as amended, was adopted on the following roll call vote; viz:

27 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Horseman, Knox, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford
0 NAYS:
2 NOT VOTING: Gray, Langsford

Proposal No. 463, 2003, as amended, was retitled FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 7, 2003, and reads as follows:

FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 7, 2003

A FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE creating the annual budget of the Fire Special Service District of the City of Indianapolis, Indiana, for the fiscal year beginning January 1, 2004, and ending December 31, 2004, appropriating monies for the purpose of defraying the expenses and all outstanding claims and obligations of said Fire District and the Fire Pension Fund, fixing and establishing the annual rate of taxation and tax levy for the year 2004 for each fund for which a special tax levy is authorized, and fixing a time when this ordinance shall take effect.

BE IT ORDAINED BY THE FIRE SPECIAL SERVICE DISTRICT COUNCIL
OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. For the expenses of the Fire Force of the City of Indianapolis for the fiscal year beginning January 1, 2004, and ending December 31, 2004, the sums of money herein set out are hereby appropriated and ordered set apart out of the Fire Service District Fund for the purposes herein specified, subject to the law governing the same:

2004 ANNUAL BUDGET DEPARTMENT OF PUBLIC SAFETY FIRE DIVISION		
	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
DEPARTMENT OF PUBLIC SAFETY Fire Division	FIRE SERVICE DISTRICT FUND	
1. Personal Services	50,181,102	50,181,102
2. Supplies	1,139,234	1,139,234
3. Other Services and Charges	2,371,880	2,371,880
4. Capital Outlay	914,432	914,432
5. Internal Charges	1,603,973	1,603,973
TOTAL	56,210,621	56,210,621

SECTION 2. For the expenses and obligations of the Fire Pension of the City of Indianapolis, for the fiscal year beginning January 1, 2004, and ending December 31, 2004, the sums of money herein set out are hereby appropriated and ordered set apart out of the Fire Pension Fund for the purposes herein specified, subject to the law governing the same:

	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
DEPARTMENT OF PUBLIC SAFETY Fire Division	FIRE PENSION FUND	
1. Personal Services	29,494,100	29,494,100
2. Supplies	6,000	6,000
3. Other Services and Charges	77,530	77,530
4. Capital Outlay	1,200	1,200
5. Internal Charges	3,500	3,500
TOTAL	29,582,330	29,582,330

SECTION 3. (a) The salaries, wages, and compensation of the various officers and employees of the Fire Special Service District for the ensuing year are now fixed as set forth in this section.

(b) All classified personnel of the Fire Special Service Districts shall be paid as set forth in the following schedule:

CITY OF INDIANAPOLIS SALARY GRADE SCALE AS OF JANUARY 1, 2004					
Grade	Minimum	1 st Quarter	Midpoint	3 rd Quarter	Maximum
16	\$55,816	\$66,737	\$77,658	\$88,579	\$99,500
15	\$51,473	\$61,768	\$72,063	\$82,358	\$92,652
14	\$47,516	\$57,019	\$66,522	\$76,025	\$85,528
13	\$43,863	\$52,636	\$61,408	\$70,181	\$78,953
12	\$41,990	\$49,338	\$56,686	\$64,035	\$71,383
11	\$38,762	\$45,545	\$52,328	\$59,112	\$65,895
10	\$35,781	\$42,043	\$48,305	\$54,567	\$60,828
9	\$33,030	\$38,811	\$44,591	\$50,372	\$56,152
8	\$31,664	\$36,414	\$41,163	\$45,913	\$50,662
7	\$29,229	\$33,614	\$37,998	\$42,383	\$46,767
6	\$26,982	\$31,030	\$35,077	\$39,124	\$43,171
5	\$24,908	\$28,644	\$32,380	\$36,116	\$39,852
4	\$23,912	\$26,901	\$29,890	\$32,879	\$35,868

3	\$22,074	\$24,833	\$27,592	\$30,352	\$33,111
2	\$20,377	\$22,924	\$25,471	\$28,018	\$30,565
1	\$18,810	\$21,162	\$23,513	\$25,864	\$28,215

(c) All merit firefighters shall be paid in accordance with the applicable labor agreements approved bargaining agreements approved pursuant to Sec. 291-610 of the Revised Code of the Consolidated City and County.

(d) The respective amounts herein specified for personal services are hereby appropriated therefore; provided, however, that no person, official, or employee whose salary or compensation has been approved as part of the "Personal Services" appropriations in this ordinance, or any ordinance hereafter adopted, shall have any vested right to receive such amount, except as may be accrued, or otherwise provided by statute. Control as to any decrease shall be vested in the body or executive having direction over the one affected, as provided by law. Provided that, certain employees classified as "exempt" for the purposes of the Fair Labor Standards Act shall be salaried employees, and such salaries shall be paid on an annualized basis. Exempt salaried employees shall, however, be required to work a regularly scheduled 40-hour week. Provided further, that the compensation of employees classified as "non-exempt" for the purposes of the Act may fluctuate from pay period to pay period, in accordance with actual hours worked. Non-exempt employees shall also be required to work a regularly scheduled 40-hour week. Wages and hours of uniformed employees shall be determined in accordance with applicable provisions of the Fair Labor Standards Act.

(e) The maximum number of authorized employees for each department and division for the calendar year 2004 shall be limited as follows:

Department	Division	Position Type	2004 Proposed
Public Safety	Fire	Full Time (Civilian) FTE	71.00
Public Safety	Fire	Uniform (sworn) FTE	751.00
Fire Total			822.00

As used in this section, "full time equivalents" (FTE) are calculated as follows: One FTE is a full-time employee's work year of 2,080 hours. To calculate FTE for part-time or seasonal employees, the total of the hours budgeted is divided by 2,080.

(f) Neither the number of Full Time Equivalents nor the compensation schedule shall be increased without approval of the Council in accordance with Article III of Chapter 191 of the Revised Code of the Consolidated City and County.

(g) Any employee of the city or county who authorizes the payment of, or accepts, any salary, wage or compensation, either as to separate persons or in gross, in excess of that authorized in this Section 3, shall be indebted to the city or county for repayment of the excess; and such actions shall be grounds for impeachment, removal, or dismissal in the manner provided by law.

SECTION 4. To defray the costs of government of the Fire Special Service District in accordance with the appropriations stated in sections 1 and 2 of this ordinance, certain anticipated revenues are allocated as follows:

(a) The Fire Service District Fund for 2004 shall consist of all balances at the end of fiscal 2003 available for transfer into said fund, all miscellaneous revenues derived from sources connected with the operation of the Fire Force, portions of the receipts from the County Option Income Tax allocated to this fund, the allocation of PILOTs to this fund, those distributions of taxes allocated by state law on the basis of property taxes levied and assessed as this fund, and all amounts received from the levy of a rate of tax for this fund on all taxable property located in the Fire Special Service District by virtue of section 5 of this ordinance.

(b) The Fire Pension Fund for 2004 shall consist of all balances at the end of fiscal 2003 available for transfer into said fund, all miscellaneous revenues derived from sources connected with the operation of the Fire Pension Fund, amounts allocated herein from the Supplemental Pension Trust, portions of the receipts from the County Option Income Tax allocated to this fund, the allocation of PILOT to this fund, those distributions of taxes allocated by state law on the basis of property taxes levied and assessed as this fund, all amounts received from the levy of a rate of tax for this fund on all taxable property located in the Fire Special Service District by virtue of section 5 of this ordinance.

SECTION 5. There is hereby levied and assessed or confirmed as may be required by law on all real estate and improvements and all business personal property of whatever description, tangible and intangible,

and choses in action of every kind and character in the Fire Special Service District of the City of Indianapolis, as assessed for and returned for taxation in said District for the year 2003, payable in 2004, a tax rate of twenty eight and thirty-two hundredths cents (\$.2832) for the Fire Special Service District Fund of each one hundred dollars (\$100.00) valuation of such special service taxable property; and four and twenty-two hundredths cents (\$.0422) for the Fire Pension Fund of each one hundred dollars (\$100.00) valuation of such special service district taxable property.

SECTION 6. The budget of said special service district shall be carried out with the revenues from taxation provided from the several tax levies fixed in this ordinance, and the miscellaneous receipts of said funds and with the use of portions of current balances, all as indicated on the following tables:

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES FIRE SERVICE DISTRICT FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 through Dec. 31, 2003	Jan. 01, 2004 through Dec. 31, 2004
SPECIAL TAXES		
County Option Income Tax	5,544,116	10,040,344
Auto Excise	2,473,621	2,611,528
Financial Institution Tax	849,679	897,049
Commercial Vehicle Excise Taxes	282,589	298,344
ALL OTHER REVENUE		
Charges for Services	95,550	656,100
Intergovernmental	362,818	367,100
Sale and Lease of Property	0	0
Fees for Services	362,869	150
Miscellaneous	(20,363)	75,400
Transfer from Sanitation AWT PILOT	2,675,000	3,600,000
TOTAL	12,625,879	18,546,015

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES FIRE PENSION FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
SPECIAL TAXES		
County Option Income Tax	2,909,078	6,200,000
Auto Excise	396,700	389,338
Financial Institutions Tax	136,265	133,735
Commercial Vehicle Excise Tax	45,319	44,478
ALL OTHER REVENUE		
Intergovernmental	11,278,556	10,940,000
Miscellaneous	105,000	250,000
Trust and Agency	69,360	100,000
Transfer from Sanitation AWT PILOT	0	0
TOTAL	14,940,279	18,057,551

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES FIRE SERVICE DISTRICT FUND		
2004 NET ASSESSED VALUATION	11,349,123,310	
2003 BILLED NET ASSESSED VALUATION	11,181,402,276	
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	13,240,148	13,240,148
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	29,162,174	29,162,174
3. Additional appropriations necessary to be made July 1 to December 31 of present year	511,507	511,507

4. Outstanding temporary loans to be paid and not included in lines 2 or 3	12,894,258	12,894,258
5. Total expenditures for current year (add lines 2-4)	42,567,939	42,567,939
6. Remaining property taxes to be collected present year	23,853,480	23,853,480
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	12,626,505	12,626,505
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	36,479,985	36,479,985
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	7,152,194	7,152,194
10. Total budget estimate for January 1 to December 31 of incoming year	56,210,621	56,210,621
11. Miscellaneous revenue for January 1 to December 31 of incoming year	18,898,671	18,546,015
12. Property tax to be raised from January 1 to December 31 of incoming year	32,140,717	32,140,717
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	1,980,961	1,628,305
14. Estimated December 31 cash balance, of incoming year	1,980,961	1,628,305
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.2882	0.2882
Proposed tax rate for incoming year	0.2832	0.2832

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES		
FIRE PENSION FUND		
2004 NET ASSESSED VALUATION	11,349,123,310	
2003 BILLED NET ASSESSED VALUATION	11,181,402,276	
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	13,240,148	13,240,148
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	29,162,174	29,162,174
3. Additional appropriations necessary to be made July 1 to December 31 of present year	511,507	511,507
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	29,673,681	29,673,681
6. Remaining property taxes to be collected present year	3,827,734	3,827,734
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	14,940,279	14,940,279
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	18,768,013	18,768,013
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	8,370,484	8,370,484
10. Total budget estimate for January 1 to December 31 of incoming year	29,582,330	29,582,330
11. Miscellaneous revenue for January 1 to December 31 of incoming year	18,057,551	18,057,551
12. Property tax to be raised from January 1 to December 31 of incoming year	4,793,282	4,793,282
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	1,638,987	1,638,987
14. Estimated December 31 cash balance, of incoming year	1,638,987	1,638,987
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0462	0.0462
Proposed tax rate for incoming year	0.0422	0.0422

SECTION 7.

SUMMARIES OF APPROPRIATIONS, MISCELLANEOUS REVENUE, TAX LEVIES, NET ASSESSED VALUE AND TAX RATE					
Fund	Appropriation	Miscellaneous Revenue	Tax Levy	Net Assessed Value	Tax Rate
Fire General	56,210,621	18,546,015	32,140,717	11,349,123,310	0.2832
Fire Pension	29,582,330	18,057,551	4,793,282	11,349,123,310	0.0422
Total	85,792,951	36,603,566	36,933,999		0.3254

SECTION 8. The Auditor of Marion County be, and is hereby, ordered and directed to place the aforesaid tax levies upon the property tax duplicates; and the County Treasurer of such county, ex-officio city treasurer be, and is hereby, ordered and directed to collect the same for the Fire Special Service District of the City of Indianapolis, and make due report thereof as provided by law.

SECTION 9. This ordinance shall be in full force and effect beginning January 1, 2004, after passage by the Fire Special Service District Council, approval by the Mayor, and approval by the Department of Local Government Finance as required by law.

SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT

President Borst convened the Solid Waste Collection Special Service District Council.

PROPOSAL NO. 464, 2003. Councillor Coonrod reported that the Public Works Committee heard Proposal No. 464, 2003 on September 4, 2003. The proposal, sponsored by Councillor Boyd, adopts the annual budget for the Solid Waste Collection Special Service District for 2004 appropriating \$30,005,245 and levying property taxes to fund such budget. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Coughenour moved, seconded by Councillor Moriarty Adams, for adoption. Proposal No. 464, 2003 was adopted on the following roll call vote; viz:

23 YEAS: Bainbridge, Black, Borst, Boyd, Brents, Cockrum, Conley, Coughenour, Douglas, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Short, Soards, Talley, Tilford
6 NAYS: Bradford, Coonrod, Dowden, Frick, Schneider, Smith

Proposal No. 464, 2003 was retitled SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 2, 2003, and reads as follows:

SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 2, 2003

A SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT FISCAL ORDINANCE creating the annual budget for the Solid Waste Collection Special Service District of the City of Indianapolis, Indiana, for the fiscal year beginning January 1, 2004 and ending December 31, 2004, appropriating monies for the purpose of defraying the expenses and all outstanding claims and obligations of said Solid Waste Collection Special Service District, fixing and establishing the annual rate of taxation and tax levy for the year 2004 for each fund for which a special tax levy is authorized, and fixing a time when this ordinance shall take effect.

BE IT ORDAINED BY THE SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. For the expenses of the Solid Waste Collection Special Service District of the City of Indianapolis for the fiscal year beginning January 1, 2004 and ending December 31, 2004, the sums of money herein set out are hereby appropriated and ordered set apart out of the Solid Waste Collection Service District Fund for the purposes herein specified, subject to the law governing the same:

2004 ANNUAL BUDGET DEPARTMENT OF PUBLIC WORKS		
	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
DEPARTMENT OF PUBLIC WORKS Operations Division	SOLID WASTE COLLECTION SERVICE DISTRICT FUND	
1. Personal Services	5,700,261	5,700,261
2. Supplies	126,400	126,400
3. Other Services and Charges	13,834,493	13,834,493
4. Capital Outlay	1,770,100	1,770,100
5. Internal Charges	7,398,442	7,398,442
TOTAL	28,829,696	28,829,696

DEPARTMENT OF PUBLIC WORKS Policy and Planning	SOLID WASTE COLLECTION SERVICE DISTRICT FUND	
1. Personal Services	80,808	80,808
2. Supplies	3,800	3,800
3. Other Services and Charges	416,100	416,100
4. Capital Outlay	2,200	2,200
5. Internal Charges	0	0
TOTAL	502,908	502,908

DEPARTMENT OF METROPOLITAN DEVELOPMENT, Division of Community Development	SOLID WASTE COLLECTION SERVICE DISTRICT FUND	
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	500,000	500,000
4. Capital Outlay	0	0
5. Internal Charges	0	0
TOTAL	500,000	500,000

DEPARTMENT OF PUBLIC SAFETY	SOLID WASTE COLLECTION SERVICE DISTRICT FUND	
1. Personal Services	142,941	142,941
2. Supplies	7,200	7,200
3. Other Services and Charges	5,100	5,100
4. Capital Outlay	7,700	7,700
5. Internal Charges	9,700	9,700
TOTAL	172,641	172,641

SECTION 2. (a) The salaries, wages and compensation of the various officers and employees of the Solid Waste Collection Special Service District for the ensuing year are hereby fixed and approved as set forth in this section.

(b) All classified personnel of the Solid Waste Collection Special Service District shall be paid in accordance with the following schedule:

CITY OF INDIANAPOLIS SALARY GRADE SCALE AS OF JANUARY 1, 2004					
Grade	Minimum	1 st Quarter	Midpoint	3 rd Quarter	Maximum
16	\$55,816	\$66,737	\$77,658	\$88,579	\$99,500
15	\$51,473	\$61,768	\$72,063	\$82,358	\$92,652
14	\$47,516	\$57,019	\$66,522	\$76,025	\$85,528
13	\$43,863	\$52,636	\$61,408	\$70,181	\$78,953
12	\$41,990	\$49,338	\$56,686	\$64,035	\$71,383
11	\$38,762	\$45,545	\$52,328	\$59,112	\$65,895
10	\$35,781	\$42,043	\$48,305	\$54,567	\$60,828
9	\$33,030	\$38,811	\$44,591	\$50,372	\$56,152
8	\$31,664	\$36,414	\$41,163	\$45,913	\$50,662

7	\$29,229	\$33,614	\$37,998	\$42,383	\$46,767
6	\$26,982	\$31,030	\$35,077	\$39,124	\$43,171
5	\$24,908	\$28,644	\$32,380	\$36,116	\$39,852
4	\$23,912	\$26,901	\$29,890	\$32,879	\$35,868
3	\$22,074	\$24,833	\$27,592	\$30,352	\$33,111
2	\$20,377	\$22,924	\$25,471	\$28,018	\$30,565
1	\$18,810	\$21,162	\$23,513	\$25,864	\$28,215

(c) Hourly employees on a bargaining unit recognized in accordance with Article VI of Chapter 291 of the Revised Code of the Consolidated City and County shall be paid in accordance with the terms of the applicable bargaining agreement as approved pursuant to Sec. 291-610 of the Revised Code of the Consolidated City and County.

(d) The respective amounts herein specified for personal services are hereby appropriated therefore; provided, however, that no person, official, or employee whose salary or compensation has been approved as part of the "Personal Services" appropriations in this ordinance, or any ordinance hereafter adopted, shall have any vested right to receive such amount, except as may be accrued, or otherwise provided by statute. Control as to any decrease shall be vested in the body or executive having direction over the one affected, as provided by law. Provided that, certain employees classified as "exempt" for the purposes of the Fair Labor Standards Act shall be salaried employees, and such salaries shall be paid on an annualized basis. Exempt salaried employees shall, however, be required to work a regularly scheduled 40-hour week. Provided further, that the compensation of employees classified as "non-exempt" for the purposes of the Act may fluctuate from pay period to pay period, in accordance with actual hours worked. Non-exempt employees shall also be required to work a regularly scheduled 40-hour week. Wages and hours of uniformed employees shall be determined in accordance with applicable provisions of the Fair Labor Standards Act.

(e) The budgeted full time equivalent positions for each department and division for the calendar year 2004 shall be limited as follows:

Department	Division	Position Type	2004 Proposed
Public Works	Operations Division	Full Time (Union) FTE	86
Public Works	Operations Division	Full Time FTE	24.25
Public Works	Operations Division	Part Time FTE	0.5
Public Works	Policy and Planning	Full Time FTE	2
Public Safety	Police	Full Time FTE	2
Total			114.75

As used in this section, "full time equivalents" (FTE) are calculated as follows: One FTE is a full-time employee's work year of 2,080 hours. To calculate FTE for part-time or seasonal employees, the total of the hours budgeted is divided by 2,080.

(f) Neither the number of Full Time Equivalents nor the compensation schedule shall be increased without approval of the Council in accordance with Article III of Chapter 191 of the Revised Code of the Consolidated City and County.

(g) For employees of the City-County Council, the President of the City-County Council shall classify all employees of the Council pursuant to the pertinent rules and regulations of the Council and establish their rates of compensation.

(h) No officer or employee, except elected officers, shall have any vested right to receive such amount or any minimum amount except as may be accrued or otherwise provided by law. Control as to any decrease in compensation shall be vested in the body or officer having direction over the person affected, as provided by law.

(i) Any employee of the city or county who authorizes the payment of, or accepts, any salary, wage or compensation, either as to separate persons or in gross, in excess of that authorized in this Section 5, shall be indebted to the city or county for repayment of the excess; and such actions shall be grounds for impeachment, removal, or dismissal in the manner provided by law.

SECTION 3. To defray the costs of government of the Solid Waste Collection Special Service District in accordance with the appropriations stated in Section 1 of this ordinance, certain anticipated and estimated

revenues are allocated as follows: The Solid Waste Collection Service District Fund for 2004 shall consist of all balances at the end of fiscal 2003 available for transfer into said fund, all miscellaneous revenues derived from sources connected with the operation of the Solid Waste Collection Special Service District, including federal grants and intergovernmental reimbursements, user charges, those distributions of taxes allocated by state law on the basis of property taxes levied and assessed as this fund, and all amounts received by the levy of a rate of tax for this fund on all taxable property located in the Solid Waste Collection Special Service District by virtue of Section 4 of this ordinance.

SECTION 4. There is hereby levied and assessed or confirmed as may be required by law on all real estate and improvements and all business personal property of whatever description, tangible and intangible, and choses in action of every kind and character in the Solid Waste Collection Special Service District of the City of Indianapolis, as assessed and returned for taxation in said District for the year 2003, payable in 2004, a tax rate of sixty-seven hundredths cents (\$0.0670) on the Solid Waste Collection Service District Fund on each one hundred dollars (\$100.00) valuation of such special service district taxable property.

SECTION 5. The budget of the Solid Waste Collection Special Service District shall be carried out with the revenues from taxation provided from the tax levy fixed in this ordinance, and the miscellaneous receipts of said funds and with the use of portions or current balances, all indicated on the following tables:

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES SOLID WASTE COLLECTION SERVICE DISTRICT FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 Through Dec. 31, 2003	Jan. 01, 2004 through Dec. 31, 2004
SPECIAL TAXES		
Auto Excise	2,071,289	2,184,844
Financial Institutions Tax	237,398	250,413
Commercial Vehicle Excise Tax	207,480	218,855
ALL OTHER REVENUE		
Charges for Services	111,707	132,500
Intergovernmental	0	100,000
Sale and Lease	66,410	0
Fines and Penalties	208,400	285,000
Miscellaneous	156,000	510,000
Transfers to Solid Waste Disposal	(500,000)	(3,000,000)
TOTAL	2,558,684	681,612

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES SOLID WASTE COLLECTION SERVICE DISTRICT FUND		
2004 NET ASSESSED VALUATION	37,264,349,172	
2003 BILLED NET ASSESSED VALUATION	36,533,675,659	
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	5,939,872	5,939,872
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	19,051,877	19,051,877
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	19,051,877	19,051,877
6. Remaining property taxes to be collected present year	22,261,383	22,261,383
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	2,558,684	2,558,684
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	24,820,067	24,820,067
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	11,708,062	11,708,062
10. Total budget estimate for January 1 to December 31 of incoming year	30,005,245	30,005,245

11. Miscellaneous revenue for January 1 to December 31 of incoming year	681,612	681,612
12. Property tax to be raised from January 1 to December 31 of incoming year	24,975,845	24,975,845
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	7,360,274	7,360,274
14. Estimated December 31 cash balance, of incoming year	7,360,274	7,360,274
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0665	0.0665
Proposed tax rate for incoming year	0.0670	0.0670

FUND	TAX RATE	TAX LEVY
Solid Waste Collection Service District	0.0670	24,975,845

SECTION 6. The Auditor of Marion County, Indiana, be, and is hereby, ordered and directed to place the aforesaid levies upon the property tax duplicates; and the County Treasurer of such county, ex-officio city treasurer be, and is hereby, ordered and directed to collect the same for the Solid Waste Collection Special Service District of the City of Indianapolis, and make due report thereof as provided by law.

SECTION 7. This ordinance shall be in full force and effect beginning January 1, 2004, after passage by the Solid Waste Collection Special Service District Council, approval by the Mayor, and approval by the Department of Local Government Finance as required by law.

CITY-COUNTY COUNCIL

President Borst reconvened the City-County Council.

PROPOSAL NO. 468, 2003. Councillor Coonrod reported that the Public Safety and Criminal Justice Committee heard Proposal No. 468, 2003 on September 10, 2003. The proposal, sponsored by Councillor Dowden, adopts the annual budget for the Metropolitan Emergency Communications Agency for 2004 appropriating \$12,019,529. By a 9-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Coonrod moved, seconded by Councillor Talley, for adoption. Proposal No. 468, 2003 was adopted on the following roll call vote; viz:

26 YEAS: Bainbridge, Black, Borst, Boyd, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty, Adams, Nytes, Sanders, Short, Smith, Soards, Talley, Tilford
3 NAYS: Bradford, Frick, Schneider

Proposal No. 468, 2003 was retitled FISCAL ORDINANCE NO. 107, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 107, 2003

A FISCAL ORDINANCE creating the annual budget of the Metropolitan Emergency Communications Agency (MECA) of the City of Indianapolis, Indiana, for the fiscal year beginning January 1, 2004, and ending December 31, 2004, appropriating monies for the purpose of defraying the expenses and all outstanding claims and obligations of said Metropolitan Emergency Communications Agency Fund, Metropolitan Emergency Communications Agency/County Emergency Telephone System Fund, Metropolitan Emergency Communications Agency/Indianapolis Emergency Telephone System Fund, and the Metropolitan Emergency Communications Agency Sinking Fund, fixing and establishing the annual rate of taxation and tax levy for the year 2004 for each fund for which a tax levy is authorized, and fixing a time when this ordinance shall take effect.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. For the expenses of the Metropolitan Emergency Communications Agency of the City of Indianapolis and Marion County for the fiscal year beginning January 1, 2004 and ending December 31, 2004, the sums of money herein set out are hereby appropriated and ordered set apart out of the Metropolitan Emergency Communications Agency Fund and the Metropolitan Emergency Communications Agency/Indianapolis Emergency Telephone System Fund for the purposes herein specified, subject to the law governing the same:

2004 ANNUAL BUDGET METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY		
	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY	METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY FUND	
1. Personal Services	879,060	879,060
2. Supplies	248,705	248,705
3. Other Services and Charges	1,775,842	1,775,842
4. Capital Outlay	220,323	220,323
TOTAL	3,123,930	3,123,930

	METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY/COUNTY EMERGENCY TELEPHONE SYSTEM FUND	
METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY		
1. Personal Services	692,327	692,327
2. Supplies	3,700	3,700
3. Other Services and Charges	990,399	990,399
4. Capital Outlay	64,500	64,500
TOTAL	1,750,926	1,750,926

SECTION 2. For the purposes of paying the principal and interest due on the outstanding bonded and other indebtedness of the Indianapolis Public Safety Communications Systems and Computer Facilities District, Metropolitan Emergency Communications Agency of the City of Indianapolis and Marion County, for the fiscal year beginning January 1, 2004 and ending December 31, 2004, the sums of money herein set out are hereby appropriated and ordered set apart out of the Metropolitan Emergency Communications Agency Sinking Fund for the purposes herein specified, subject to the law governing the same:

	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY	METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY SINKING FUND	
1. Personal Services		
2. Supplies		
3. Other Services and Charges	7,144,673	7,144,673
4. Capital Outlay		
TOTAL	7,144,673	7,144,673

SECTION 3. (a) The salaries, wages, and compensation of the various officers and employees of the Metropolitan Emergency Communications Agency for the ensuing year are now fixed and approved for all employees of the Metropolitan Emergency Communications Agency in accordance with the schedule of compensation adopted pursuant to Chapter 291 of the Revised Code of the Consolidated City and County.

(b) Such compensation shall not be increased without approval of the Council or as provided in such wage and salary classification ordinance as may from time to time be adopted for employees of the Metropolitan Emergency Communications Agency, and the respective amounts herein specified for personal services are hereby appropriated therefor; provided, however, that no person, official, or employee whose salary or compensation has been approved as part of the "Personal Services" appropriations in this ordinance, or any ordinance hereafter adopted, shall have any vested right to receive such amount, except as may be accrued, or otherwise provided by statute. Control as to any decrease shall be vested in the body or executive having direction over the one affected, as provided by law. Provided that, certain employees classified as "exempt" for the purposes of the Fair Labor Standards Act shall be salaried employees, and such salaries shall be paid on an annualized basis. Exempt salaried employees shall, however, be required to work a regularly scheduled 40-hour week.

Provided further, that the compensation of employees classified as "non-exempt" for the purposes of the Act may fluctuate from pay period to pay period, in accordance with actual hours worked. Non-exempt employees shall also be required to work a regularly scheduled 40-hour week. Wages and hours of uniformed employees shall be determined in accordance with applicable provisions of the Fair Labor Standards Act.

SECTION 4. To defray the costs of government of the Metropolitan Emergency Communications Agency in accordance with the appropriations stated in sections 1 and 2 of this ordinance, certain anticipated and estimated revenues are allocated as follows:

(a) The Metropolitan Emergency Communications Agency Fund for 2004 (County Auditor) shall consist of all balances at the end of fiscal 2003 available for transfer into said fund from the City Controller, and all fees, charges, miscellaneous revenues derived from sources connected with the operation of the Metropolitan Emergency Communications Agency and the portion of County Option Income taxes allocated to such purposes, all of which does not involve a property tax levy for said fund.

(b) The Metropolitan Emergency Communications Agency, Indianapolis Emergency Telephone System Fund for 2004 shall consist of all balances at the end of fiscal 2003 available for transfer into said fund, Enhanced 9-1-1 fees and interest allocated to the Metropolitan Emergency Communications Agency, all of which does not involve a property tax levy for said fund.

(c) The Metropolitan Emergency Communications Agency Sinking Fund for 2004 shall consist of all balances at the end of fiscal 2003 available for transfer into said fund, all miscellaneous revenues derived from sources connected with the operation of the Metropolitan Emergency Communications Agency Sinking Fund, those distributions of taxes allocated by state law on the basis of property taxes levied and assessed as this fund, all amounts received by the levy of a rate tax for this fund on all taxable property located in the Indianapolis Public Safety Communications System and Computer Facilities District (county-wide assessed valuation) by virtue of section 5 of this ordinance.

SECTION 5. There is hereby levied and assessed or confirmed as may be required by law on all real estate and improvements and all business personal property of whatever description, tangible and intangible, and choses in action of every kind and character in the Indianapolis Public Safety Communications System and Computer Facilities District (county-wide assessed valuation), as assessed and returned for taxation in said District for the year 2003, payable in 2004, a tax rate of one and twenty-one hundredths cents (\$.0121) for Metropolitan Emergency Communications Agency Sinking Fund on each one hundred dollars (\$100.00) valuation of such district taxable property.

SECTION 6. The budget of said taxing district shall be funded with the revenues from taxation provided from the several tax levies fixed in this ordinance, and the miscellaneous receipts of said funds and with the use of portions of current balances, all as indicated on the following tables:

<p align="center">CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004</p>		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 Through Dec. 31, 2003	Jan. 01, 2004 through Dec. 31, 2004
SPECIAL TAXES		
County Option Income Tax	1,375,000	2,750,000
ALL OTHER REVENUE		
E-911 Telephone Charges	66,901	121,000
Reimbursements	20,000	100,000
Miscellaneous	64,000	70,000
Interest		
TOTAL	1,525,901	3,041,000

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY/ COUNTY EMERGENCY TELEPHONE SYSTEM FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
SPECIAL TAXES		
Charges for Services(wireless)	713,494,	1,140,000
ALL OTHER REVENUE		
Miscellaneous	20,000	41,000
TOTAL	733,494	1,181,000

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY SINKING FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 Through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
SPECIAL TAXES		
Auto Excise	395,186	457,648
Financial Institution Tax	63,114	73,089
Commercial Vehicle Excise Taxes	38,492	44,576
ALL OTHER REVENUE		
Charges for Service (E-911 fees)	900,000	1,800,000
Miscellaneous (Interest)	10,250	20,000
Transfers In (from E-911 fund)		
TOTAL	1,407,042	2,395,313

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY FUND		
2004 NET ASSESSED VALUATION	40,222,989,838	
2003 BILLED NET ASSESSED VALUATION		
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	510,954	510,954
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	1,948,201	1,948,201
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	1,948,201	1,948,201
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	1,525,901	1,525,901
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	1,525,901	1,525,901
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	88,654	88,654
10. Total budget estimate for January 1 to December 31 of incoming year	3,128,793	3,128,793
11. Miscellaneous revenue for January 1 to December 31 of incoming year	3,041,000	3,041,000
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	861	861

14. Estimated December 31 cash balance, of incoming year	861	861
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate		
Proposed tax rate for incoming year		

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY/ COUNTY EMERGENCY TELEPHONE SYSTEM FUND		
2004 NET ASSESSED VALUATION		
2003 BILLED NET ASSESSED VALUATION		
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	117,768	117,768
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	169	169
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	169	169
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	0	0
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	0	0
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	117,599	117,599
10. Total budget estimate for January 1 to December 31 of incoming year	0	0
11. Miscellaneous revenue for January 1 to December 31 of incoming year	0	0
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	117,599	117,599
14. Estimated December 31 cash balance, of incoming year	117,599	117,599
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate		
Proposed tax rate for incoming year		

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY/ INDIANAPOLIS EMERGENCY TELEPHONE SYSTEM FUND		
2004 NET ASSESSED VALUATION 40,222,989,838		
2003 BILLED NET ASSESSED VALUATION		
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	2,684,804	2,684,804
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	728,652	728,652
3. Additional appropriations necessary to be made July 1 to December 31 of present year	317,665	317,665
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	1,046,317	1,046,317
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	733,494	733,494
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	733,494	733,494

9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	2,371,981	2,371,981
10. Total budget estimate for January 1 to December 31 of incoming year	1,750,926	1,750,926
11. Miscellaneous revenue for January 1 to December 31 of incoming year	1,181,000	1,181,000
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	1,802,055	1,802,055
14. Estimated December 31 cash balance, of incoming year	1,802,055	1,802,055
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate		
Proposed tax rate for incoming year		

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY SINKING FUND		
2004 NET ASSESSED VALUATION	33,621,879,433	
2003 BILLED NET ASSESSED VALUATION	9,185,364,697	
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	506,930	506,930
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	5,232,685	5,232,685
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	5,232,685	5,232,685
6. Remaining property taxes to be collected present year	4,274,309	4,274,309
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	1,407,042	1,407,042
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	5,681,351	5,681,351
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	955,596	955,596
10. Total budget estimate for January 1 to December 31 of incoming year	7,144,673	7,144,673
11. Miscellaneous revenue for January 1 to December 31 of incoming year	2,395,313	2,395,313
12. Property tax to be raised from January 1 to December 31 of incoming year	4,859,202	4,859,202
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	1,065,438	1,065,438
14. Estimated December 31 cash balance, of incoming year	1,065,438	1,065,438
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0121	0.0121
Proposed tax rate for incoming year	0.0121	0.0121

FUND	LEVY ON PROPERTY	AMOUNT TO BE RAISED
Metropolitan Emergency Communications Agency	0	0
Metropolitan Emergency Communications Agency/ County Emergency Telephone System	0	0
Metropolitan Emergency Communications Agency/ Indianapolis Emergency Telephone System	0	0
Metropolitan Emergency Communications Agency Sinking	4,859,202	4,859,202
TOTAL	4,859,202	4,859,202

SECTION 7. The City Controller shall distribute to the public safety dispatch agencies listed below from the Indianapolis Emergency Telephone System Fund based on actual receipts received from Ameritech, only the

incremental fees resulting from the increase adopted November 23, 1992 by the City-County Council. Distribution shall be based upon the following percentages:

Indianapolis Police	43.46%
Indianapolis Fire	22.91%
Marion County Sheriff	22.10%
City of Lawrence	5.56%
City of Beech Grove	3.02%
Town of Speedway	2.95%

SECTION 8. Compensations Limitations.

(a) Pursuant to IC 36-3-6-1 and Article III of Chapter 192 of the Revised Code of the Consolidated City and County, the annual compensation for all appointed officers, deputies, and employees, whose compensation is paid from appropriations made in this ordinance, is fixed for the calendar year 2004 as set forth in this section.

(b) The maximum number of authorized employees for each agency, whose compensation is appropriated by this ordinance, for the calendar year 2004, shall be limited as follows:

Agency	Position Type	2004 Proposed
MECA	Full Time FTE	25.00
Total		25.00

As used in this subsection, "full time equivalents" (FTE) in some agencies are calculated as follows: One FTE is a full-time employee's work year of 2,080 hours. To calculate FTE for part-time or seasonal employees, the total of the hours budgeted is divided by 2,080. Other agencies may calculate a full-time equivalent" (FTE) as a full-time employee's work year of 1,950 hours. To calculate this FTE for part-time or seasonal employees, the total hours budgeted is divided by 1,950.

(c) The salary of the following is fixed as recommended by the County Salary Recommendation Panel:

Director, Metropolitan Emergency Communication Agency	Range	\$77,885 – \$81,000
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(d) All other appointed officers, deputies, and employees, whose compensation is paid from appropriations made by this ordinance, shall be classified and paid in accordance with the following schedule:

MARION COUNTY SALARY GRADE SCALE AS OF JANUARY 2, 2004			
DBM CODE	MINIMUM SALARY	MID-POINT SALARY	MAXIMUM SALARY
A12	\$13,245.00	\$15,893.00	\$18,542.00
A13	\$14,951.00	\$17,942.00	\$20,929.00
B21	\$16,289.00	\$19,951.00	\$23,617.00
B22	\$17,838.00	\$21,852.00	\$25,867.00
B23	\$19,539.00	\$23,934.00	\$28,330.00
B24	\$21,400.00	\$26,212.00	\$31,027.00
B31	\$24,527.00	\$30,045.00	\$35,564.00
B32	\$28,609.00	\$35,047.00	\$41,482.00
C41	\$30,780.00	\$38,016.00	\$45,249.00
C42	\$32,847.00	\$40,566.00	\$48,284.00
C43	\$35,051.00	\$43,287.00	\$51,525.00
C51	\$37,563.00	\$46,955.00	\$56,347.00
C52	\$41,412.00	\$51,763.00	\$62,117.00
D61	\$41,721.00	\$53,194.00	\$64,667.00
D62	\$43,532.00	\$55,502.00	\$67,473.00
D63	\$46,452.00	\$59,226.00	\$72,000.00
D71	\$47,733.00	\$62,054.00	\$76,373.00

D72	\$52,623.00	\$68,409.00	\$84,196.00
E81	\$57,082.00	\$74,205.00	\$91,330.00
E82	\$60,910.00	\$79,184.00	\$97,457.00
E83	\$64,996.00	\$84,497.00	\$103,998.00

(e) Neither the number of Full Time Equivalents nor the compensation schedule shall be increased without approval of the Council in accordance with Article III of Chapter 191 of the Revised Code of the Consolidated City and County.

(f) No officer or employee, except elected officers, shall have any vested right to receive such amount or any minimum amount except as may be accrued or otherwise provided by law. Control as to any decrease in compensation shall be vested in the body or officer having direction over the person affected, as provided by law.

(g) Any employee of the city or county who authorizes the payment of, or accepts, any salary, wage or compensation, either as to separate persons or in gross, in excess of that authorized in this Section 5, shall be indebted to the city or county for repayment of the excess; and such actions shall be grounds for impeachment, removal, or dismissal in the manner provided by law.

SECTION 9. The Auditor of Marion County be, and is hereby, ordered and directed to place the aforesaid tax levies upon the property tax duplicates; and the County Treasurer of such county, ex-officio city treasurer be and is hereby, ordered and directed to collect the same for the Metropolitan Emergency Communications Agency of the City of Indianapolis, and make due report thereof as provided by law.

SECTION 10. This ordinance shall be in full force and effect beginning January 1, 2004, after passage by the City-County Council, approval by the Mayor, and approval by the Tax Boards as required by law.

PROPOSAL NO. 469, 2003. Councillor Coonrod reported that the Community Affairs Committee heard Proposal No. 469, 2003 on September 9, 2003. The proposal, sponsored by Councillor Bradford, adopts the annual budget and levies for the Marion County Office of the State Department Family and Children for 2004 appropriating \$70,958,890 and levying property taxes to fund such expenditures. By a 6-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Coonrod moved, seconded by Councillor Bradford, for adoption.

Councillor Gibson said that he voted against this proposal in Committee because he feels this budget has been cut so drastically that it is not sufficient to meet the needs of those citizens who need this kind of help. Councillor Horseman agreed and asked why this budget was cut so drastically.

Councillor Bradford said that the budget was not cut, and this is the budget the Office of Family and Children (OFC) asked for. Councillor Horseman said that half a million dollars was cut in revenues and the fund balance is unacceptable. Councillor Gibson agreed and said that this type of budget will neglect needy children even more than their circumstances already do. Councillor Bradford said that these revenues are realistic estimates given by OFC and the financial officer of that office and Judge of the Juvenile Court, James Payne, have no problems with this budget.

Councillor Horseman said that this budget is based on collecting 104% of taxes, and she asked how that can be a base when there is only 100% to work with. She said that if that tax collection goal is not realized, this budget could see even further cuts. President Borst said that the Marion County Treasurer reported today that they are currently at 105%, and he believes that trend will continue.

Proposal No. 469, 2003, as amended, was adopted on the following roll call vote; viz:

17 YEAS: Bainbridge, Borst, Boyd, Bradford, Cockrum, Coonrod, Coughenour, Dowden, Frick, Knox, Langsford, Massie, McWhirter, Schneider, Smith, Soards, Tilford
12 NAYS: Black, Brents, Conley, Douglas, Gibson, Gray, Horseman, Moriarty Adams, Nytes, Sanders, Short, Talley

Proposal No. 469, 2003, as amended, was retitled FISCAL ORDINANCE NO. 108, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 108, 2003

A FISCAL ORDINANCE creating the annual budget for the Marion County Office of Family and Children for the fiscal year beginning January 1, 2004 and ending December 31, 2004 appropriating monies for the purpose of defraying the expenses and all outstanding claims and obligations for the Marion County Office of Family and Children, fixing and establishing the annual rate of taxation and tax levy for the year 2004 for each fund for which a special tax levy is authorized, and fixing a time when this ordinance shall take effect.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. County Welfare appropriations for 2004.

For expenses of the Marion County Office of Family and Children for the year beginning January 1, 2004 and ending December 31, 2004, the sums of money herein set out are hereby appropriated and ordered set apart out of the Family and Children Fund and the Family and Children Debt Service Fund for the purposes herein specified subject to the laws governing the same. The sums so appropriated shall be held to include all such expenditures authorized to be made during the said calendar year, unless otherwise expressly stipulated and provided by law.

2004 ANNUAL BUDGET MARION COUNTY OFFICE OF FAMILY AND CHILDREN		
	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
MARION COUNTY OFFICE OF FAMILY AND CHILDREN	FAMILY AND CHILDREN FUND	
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	68,701,000	69,207,000
4. Capital Outlay	0	0
TOTAL	67,701,000	69,207,000

MARION COUNTY OFFICE OF FAMILY AND CHILDREN	CHILD SERVICES FUND	
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	2,257,890	2,257,890
4. Capital Outlay	0	0
TOTAL	2,257,890	2,257,890

SECTION 2. Statements of miscellaneous revenues.

The budget contained in Section 1 for the Marion County Office of Family and Children shall be financed by the use of the miscellaneous receipts of the said funds and portions of current balances as indicated in the following tables and by the revenues from taxation provided from the several tax levies fixed in Section 6 of this ordinance.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES FAMILY AND CHILDREN FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 Through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
SPECIAL TAXES		
Financial Institution Tax	480,655	463,653
License Excise Tax	1,801,641	3,636,621
CVET	165,597	331,194
ALL OTHER REVENUE		
Federal Reimbursement	5,547,245	12,886,680
State Reimbursement	1,214,596	2,639,777
Child Welfare Services Grant	0	506,000
Temporary Loan	0	
Repayments and Other Receipts	227,519	659,000
TOTAL	9,437,253	21,122,925

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES CHILD SERVICES FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 Through Dec. 31, 2003	Jan. 01, 2004 through Dec. 31, 2004
SPECIAL TAXES	0	0
Financial Institution Tax	0	0
License Excise Tax	0	0
CVET	0	0
TOTAL	0	0

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES WELFARE MEDICAL CARE ASSISTANCE TO WARDS FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 Through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
SPECIAL TAXES		
Financial Institution Tax	4,542	4,542
Vehicle License Excise Tax	36,263	36,263
CVET		
TOTAL	40,805	40,805

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES HOSPITAL CARE FOR THE INDIGENT FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
SPECIAL TAXES		
Financial Institution Tax	5,368	5,368
Vehicle License Excise Tax	43,516	43,516
CVET		
TOTAL	48,884	48,884

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES COUNTY CHILDREN WITH SPECIAL HEALTH CARE NEEDS FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
SPECIAL TAXES		
Financial Institution Tax	11,975	11,975
Vehicle License Excise Tax	91,868	91,868
CVET		
TOTAL	103,843	103,843

SECTION 3. Estimates of funds to be raised and proposed tax rates.

The appropriations made in Section 1 shall be financed from the foregoing allocations of revenues and from the proposed rates of taxation calculated as follows:

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES FAMILY AND CHILDREN FUND		
2004 NET ASSESSED VALUATION	40,222,989,838	
2003 BILLED NET ASSESSED VALUATION	39,051,446,445	
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	(1,963,277)	(1,963,277)
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	31,850,809	31,850,809
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	15,500,000	15,500,000
5. Total expenditures for current year (add lines 2-4)	47,350,809	47,350,809
6. Remaining property taxes to be collected present year	46,365,002	46,365,002
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	9,436,902	9,436,902
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	55,801,904	55,801,904
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	6,487,818	6,487,818
10. Total budget estimate for January 1 to December 31 of incoming year	69,207,000	69,207,000
11. Miscellaneous revenue for January 1 to December 31 of incoming year	21,122,925	21,122,925
12. Property tax to be raised from January 1 to December 31 of incoming year	42,667,599	42,193,916
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	1,071,342	1,071,342
14. Estimated December 31 cash balance, of incoming year	1,071,342	1,071,342
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	.1164	.1164
Proposed tax rate for incoming year	.1061	.1061

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES CHILDREN'S PSYCHIATRIC RESIDENTIAL TREATMENT SERVICES FUND		
2004 NET ASSESSED VALUATION	40,222,989,838	
2003 BILLED NET ASSESSED VALUATION	39,051,446,445	
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year		
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended		
3. Additional appropriations necessary to be made July 1 to December 31 of present year		
4. Outstanding temporary loans to be paid and not included in lines 2 or 3		
5. Total expenditures for current year (add lines 2-4)		
6. Remaining property taxes to be collected present year		
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year		
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)		
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)		
10. Total budget estimate for January 1 to December 31 of incoming year	2,257,890	2,257,890
11. Miscellaneous revenue for January 1 to December 31 of incoming year	0	0
12. Property tax to be raised from January 1 to December 31 of incoming year	2,257,890	2,257,890
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	0	0
14. Estimated December 31 cash balance, of incoming year	0	0
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0	0
Proposed tax rate for incoming year	.0056	.0056

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES WELFARE MEDICAL CARE ASSISTANCE TO WARDS FUND		
2004 NET ASSESSED VALUATION	40,555,989,838	
2003 BILLED NET ASSESSED VALUATION	39,051,446,445	
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year		
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended		
3. Additional appropriations necessary to be made July 1 to December 31 of present year		
4. Outstanding temporary loans to be paid and not included in lines 2 or 3		
5. Total expenditures for current year (add lines 2-4)		
6. Remaining property taxes to be collected present year	429,566	429,566
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	40,805	40,805
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	470,371	470,371
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	470,371	470,371
10. Total budget estimate for January 1 to December 31 of incoming year		
11. Miscellaneous revenue for January 1 to December 31 of incoming year	40,805	40,805
12. Property tax to be raised from January 1 to December 31 of incoming year	429,566	429,566

13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	940,742	940,742
14. Estimated December 31 cash balance, of incoming year	940,742	940,742
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	.0011	.0011
Proposed tax rate for incoming year	.0011	.0011

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES HOSPITAL CARE FOR THE INDIGENT FUND		
2004 NET ASSESSED VALUATION	40,222,989,838	
2003 BILLED NET ASSESSED VALUATION	39,051,446,445	
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year		
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended		
3. Additional appropriations necessary to be made July 1 to December 31 of present year		
4. Outstanding temporary loans to be paid and not included in lines 2 or 3		
5. Total expenditures for current year (add lines 2-4)		
6. Remaining property taxes to be collected present year	507,669	507,669
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	48,884	48,884
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	556,553	556,553
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	556,553	556,553
10. Total budget estimate for January 1 to December 31 of incoming year		
11. Miscellaneous revenue for January 1 to December 31 of incoming year	48,884	48,884
12. Property tax to be raised from January 1 to December 31 of incoming year	507,669	507,669
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	1,113,106	1,113,106
14. Estimated December 31 cash balance, of incoming year	1,113,106	1,113,106
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	.0013	.0013
Proposed tax rate for incoming year	.0013	.0013

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES COUNTY CHILDREN WITH SPECIAL HEALTH CARE NEEDS FUND		
2004 NET ASSESSED VALUATION	40,222,989,838	
2003 BILLED NET ASSESSED VALUATION	39,051,446,445	
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year		
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended		
3. Additional appropriations necessary to be made July 1 to December 31 of present year		
4. Outstanding temporary loans to be paid and not included in lines 2 or 3		
5. Total expenditures for current year (add lines 2-4)		
6. Remaining property taxes to be collected present year	429,566	429,566
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	103,843	103,843
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	533,409	533,409

9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	533,409	533,409
10. Total budget estimate for January 1 to December 31 of incoming year		
11. Miscellaneous revenue for January 1 to December 31 of incoming year	103,843	103,843
12. Property tax to be raised from January 1 to December 31 of incoming year	1,132,492	1,132,492
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	1,769,744	1,769,744
14. Estimated December 31 cash balance, of incoming year	1,769,744	1,769,744
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	.0029	.0029
Proposed tax rate for incoming year	.0029	.0029

SECTION 5. Summary of Public Welfare appropriations and tax levies.

FUND	APPROPRIATION	AMOUNT TO BE RAISED	NET TAX RATE
Family and Children	69,207,000	42,193,916	0.1061
Child Services Fund	2,257,890	2,257,890	0.0056
Welfare Medical Care Assistance to Wards		429,566	0.0011
Hospital Care for the Indigent		507,669	0.0013
County Children with Special Health Care Needs		1,132,492	0.0029
TOTAL	71,464,890	46,521,533	0.1170

SECTION 6. Marion County Office of Family and Children tax levies.

(a) Family and Children Fund. For the use and benefit of the Family and Children Fund, there is hereby levied and assessed in 2003, collectible in the year 2004, the sum of ten and sixty-one hundredths cents (\$0.1061) on each one hundred dollars (\$100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the Family and Children Fund in the County Treasury.

(b) Family and Children Debt Service Fund. For the use and benefit of the Family and Children Debt Service Fund, there is hereby levied and assessed in 2003, collectible in the year 2004, the sum of fifty-six hundredths cents (\$0.0056) on each one hundred dollars (\$100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the Family and Children Debt Service Fund in the County Treasury.

(c) Welfare Medical Care Assistance to Wards. For the use and benefit of the Welfare Medical Care Assistance to Wards Fund, there is hereby levied and assessed in 2003, collectible in the year 2004, the sum of eleven hundredths cents (\$0.0011) on each one hundred dollars (\$100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the Welfare Medical Care Assistance to Wards Fund in the County Treasury and transferred to the State of Indiana.

(d) Hospital Care for the Indigent Fund. For the use and benefit of the Hospital Care for the Indigent Fund, there is hereby levied and assessed in 2003, collectible in the year 2004, the sum of thirteen hundredths cents (\$0.0013) on each one hundred dollars (\$100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the Hospital Care for the Indigent Fund in the County Treasury and transferred to the State of Indiana.

(e) County Children with Special Health Care Needs Fund. For the use and benefit of the County Children With Special Health Care Needs Fund, there is hereby levied and assessed in 2003, collectible in the year 2004, the sum of twenty-nine hundredths cents (\$0.0029) on each one hundred dollars (\$100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the County Children With Special Health Care Needs Fund in the County Treasury and transferred to the State of Indiana.

SECTION 7. Collection of tax levies.

The Auditor of Marion County, Indiana, is hereby ordered and directed to place all the tax levies set forth in this ordinance (as approved by the Department of Local Government Finance) upon the property tax duplicate.

SECTION 8. Effective date.

This ordinance shall be in full force and effect beginning January 1, 2004, after passage by the City-County Council, approval by the Mayor (or passage over his veto), and approval by the Department of Local Government Finance as required by law.

PROPOSAL NO. 479, 2003. Councillor Soards reported that the Municipal Corporations Committee heard Proposal No. 479, 2003 on September 10, 2003. The proposal, sponsored by Councillor Soards, reviews, modifies, and approves the operating and maintenance budget and tax levies of the Indianapolis Airport Authority District. By an 8-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Coonrod moved, seconded by Councillor Soards, for adoption. Proposal No. 479, 2003 was adopted on the following roll call vote; viz:

25 YEAS: Bainbridge, Black, Borst, Boyd, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Short, Soards, Talley, Tilford
4 NAYS: Bradford, Frick, Schneider, Smith

Proposal No. 479, 2003 was retitled GENERAL RESOLUTION NO. 11, 2003, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 11, 2003

A GENERAL RESOLUTION reviewing, modifying and approving the operating and maintenance budget and tax levies of the Indianapolis Airport Authority District of Indianapolis, Indiana, and establishing the appropriations for the purpose of defraying the expenses and all outstanding claims and obligations of the said Municipal Corporation for the fiscal year beginning January 1, 2004 and ending December 31, 2004, and fixing a time when this resolution shall take effect.

WHEREAS, IC 36-3-6-9 empowers the City-County Council to review and modify the operating and maintenance budget and tax levies of the Indianapolis Airport Authority of Marion County, established pursuant to IC 8-22-3; and,

WHEREAS, the City-County Council has reviewed said budget and has determined that the same should be modified and approved as stated herein; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

INDIANAPOLIS AIRPORT AUTHORITY DISTRICT
BUDGET FOR 2004

SECTION 1. The operating budget for the expenses of the Indianapolis Airport Authority District of Indianapolis, Indiana, and its departments, division, and officials, for the fiscal year beginning January 1, 2004, and ending December 31, 2004, is hereby modified so that only the following sums of money are approved and appropriated out of the funds herein named and for the purposes herein specified subject to the laws governing the same. Such sums herein appropriated shall be held to include all expenditures authorized to be made during the year.

SECTION 2. For said fiscal year there is hereby appropriated out of the "Airport System Fund" of said Indianapolis Airport Authority District the sums as hereinafter appear in this section for the purposes herein named.

INDIANAPOLIS AIRPORT AUTHORITY SYSTEM FUND		
	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
1. Personal Services	23,156,676	23,156,676
2. Supplies	2,451,862	2,451,862
3. Other Services and Charges	129,782,382	129,782,382
4. Capital Outlay	229,000	229,000
TOTAL	155,619,920	155,619,920

SECTION 3. For said fiscal year, there is hereby appropriated out of the "Capital Improvement Fund" the following:

INDIANAPOLIS AIRPORT AUTHORITY CAPITAL IMPROVEMENT FUND		
	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
3. Other Services and Charges	214,075,000	214,075,000
TOTAL	214,075,000	214,075,000

SECTION 4. That foregoing budget shall be carried out without any revenues from property taxation, with the use of portions of current balances in said funds and the receipts of miscellaneous revenues from all other sources, the means of financing thereof be computed in accordance with the following schedule:

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES INDIANAPOLIS AIRPORT AUTHORITY SYSTEM FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 Through Dec. 31, 2003	Jan. 01, 2004 through Dec. 31, 2004
ALL OTHER REVENUE	64,826,714	144,992,576
Airport Revenues		
TOTAL	64,826,714	144,992,576

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES INDIANAPOLIS AIRPORT AUTHORITY CAPITAL IMPROVEMENT FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 Through Dec. 31, 2003	Jan. 01, 2004 through Dec. 31, 2004
ALL OTHER REVENUE		
Federal and State Grant Funds	20,481,867	31,786,000
Interest/Federal Payments	2,153,667	2,200,000
Transfer	9,993,000	10,926,000
Bank financing	40,827,667	140,411,000
Other financing, as necessary	0	2,500,000
PFC's	27,208,738	26,252,000
TOTAL	100,664,939	214,075,000

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES INDIANAPOLIS AIRPORT AUTHORITY SYSTEM FUND		
2004 NET ASSESSED VALUATION	\$39,051,446,445	
2003 BILLED NET ASSESSED VALUATION		
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	53,108,398	53,108,398
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	92,401,408	92,401,408
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	92,401,408	92,401,408
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	64,826,714	64,826,714
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	64,826,714	64,826,714
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	25,533,704	25,533,704
10. Total budget estimate for January 1 to December 31 of incoming year	155,619,920	155,619,920
11. Miscellaneous revenue for January 1 to December 31 of incoming year	144,992,576	144,992,576
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	14,906,360	14,906,360
14. Estimated December 31 cash balance, of incoming year	14,906,360	14,906,360
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0	0
Proposed tax rate for incoming year		

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES INDIANAPOLIS AIRPORT AUTHORITY CAPITAL IMPROVEMENT FUND		
2004 NET ASSESSED VALUATION	\$39,051,446,445	
2003 BILLED NET ASSESSED VALUATION		
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	51,653,075	51,653,075
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	85,074,323	85,074,323
3. Additional appropriations necessary to be made July 1 to December 31 of present year	6,172,000	6,172,000
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	91,246,323	91,246,323
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	100,664,939	100,664,939
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	100,664,939	100,664,939
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	61,071,691	61,071,691
10. Total budget estimate for January 1 to December 31 of incoming year	214,075,000	214,075,000

11. Miscellaneous revenue for January 1 to December 31 of incoming year	214,075,000	214,075,000
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	61,071,691	61,071,691
14. Estimated December 31 cash balance, of incoming year	61,071,691	61,071,691
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate		
Proposed tax rate for incoming year	0	0

SECTION 5.

SUMMARIES OF APPROPRIATIONS, MISCELLANEOUS REVENUE, TAX LEVIES, NET ASSESSED VALUE AND TAX RATE					
Fund	Appropriation	Miscellaneous Revenue	Tax Levy	Net Assessed Value	Tax Rate
Indianapolis Airport Authority System	155,619,920	144,992,576			
Indianapolis Airport Authority Capital Improvement	214,075,000	214,075,000			
Total	369,694,920	359,067,576			

SECTION 6. This resolution shall be in full force and effect beginning January 1, 2004, after passage by the City-County Council.

PROPOSAL NO. 480, 2003. Councillor Soards reported that the Municipal Corporations Committee heard Proposal No. 480, 2003 on September 10, 2003. The proposal, sponsored by Councillor Soards, reviews, modifies, and approves the operating and maintenance budget and tax levies of the Capital Improvement Board of Managers of Marion County. By a 6-1-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Coonrod moved, seconded by Councillor Soards, for adoption. Proposal No. 480, 2003 was adopted on the following roll call vote; viz:

24 YEAS: Black, Boyd, Brents, Cockrum, Conley, Coughenour, Douglas, Dowden, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford
5 NAYS: Bainbridge, Borst, Bradford, Coonrod, Frick

Proposal No. 480, 2003 was retitled GENERAL RESOLUTION NO. 12, 2003, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 12, 2003

A GENERAL RESOLUTION reviewing, modifying and approving the operating budget of the Capital Improvement Board of Managers of Marion County, Indiana, and establishing the appropriations for the purpose of defraying the expenses and all outstanding claims and obligations of the said Board of Managers for the fiscal year beginning January 1, 2004, and ending December 31, 2004, and fixing a time when this resolution shall take effect.

WHEREAS, IC 36-10-9-8 provides that the City-County Council shall review, approve, or reject the operating budget of the Capital Improvement Board of Managers of Marion County, established pursuant to IC 36-10-9; and,

WHEREAS, the City-County Council has reviewed said budget and has determined that the same should be modified and approved as stated herein; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

CAPITAL IMPROVEMENT BOARD OF MANAGERS OF MARION COUNTY
BUDGET FOR 2004

SECTION 1. The operating budget for the expenses of the Capital Improvement Board of Managers of Marion County, Indiana, for the fiscal year beginning January 1, 2004, and ending December 31, 2004, is hereby modified so that only the following sums of money are approved and appropriated out of the funds herein named and for the purposes herein specified subject to the laws governing the same. Such sums herein appropriated shall be held to include all expenditures authorized to be made during the year.

SECTION 2. For said fiscal year there is hereby appropriated out of the "Capital Operating Fund" of said Board of Managers, the sums as hereinafter appear in this section for the purposes herein named.

CAPITAL IMPROVEMENT BOARD OF MANAGERS OPERATING FUND		
	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
1. Personal Services	15,985,700	15,985,700
2. Supplies	1,881,900	1,881,900
3. Other Services and Charges	36,164,800	36,164,800
4. Capital Outlay	5,641,500	5,641,500
TOTAL	59,673,900	59,673,900

SECTION 3. For said fiscal year, there is hereby appropriated out of the "Bond Fund" the following:

CAPITAL IMPROVEMENT BOARD OF MANAGERS BOND FUND		
	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
3. Other Services and Charges	27,769,400	27,769,400
TOTAL	27,769,400	27,769,400

SECTION 4. That foregoing budget shall be carried out without any revenues from property taxation, with the use of portions of current balances in said funds and the receipts of miscellaneous revenues from all other sources, the means of financing thereof be computed in accordance with the following schedule:

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES CAPITAL IMPROVEMENT BOARD OF MANAGERS OPERATING FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 Through Dec. 31, 2003	Jan. 01, 2004 through Dec. 31, 2004
ALL OTHER REVENUE		
Interest on Investments	293,987	564,000
Rental Income	1,853,769	4,797,400
Food Service and Concessions Income	3,869,194	5,290,300
Labor Reimbursements	3,333,921	4,311,600
Parking Lot Receipts	208,452	108,600
Box Office, Colts Novelties, Miscellaneous Income	537,808	738,300
Transfers from Bond Fund	11,239,954	21,808,600
Suites License Fees	1,752,902	7,136,700
Arena Lease	0	0
Advertising Income	0	1,200,000
Baseball Fixed Rentals	375,000	500,000
Baseball Additional Rentals	37,500	50,000
Cable Franchise Revenues	0	0
Borrowed Funds/Mall Investors	1,500,139	2,026,500
Lilly Grant/Cultural Tourism	1,761,992	2,700,000
TOTAL	26,764,618	51,232,000

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES CAPITAL IMPROVEMENT BOARD OF MANAGERS BOND FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
SPECIAL TAXES		
Cigarette Tax Revenues	175,000	350,000
Hotel-Motel Tax (5%)	8,285,696	16,693,800
Food and Beverage Tax	9,037,952	17,342,000
County Admissions Tax	1,437,893	4,860,500
Hotel-Motel Tax (1%)	1,657,139	3,338,800
Auto Rental Tax	1,272,828	1,956,000
PSDA Revenues	4,516,888	5,161,000
ALL OTHER REVENUE		
Interest on Investments	43,328	127,500
Transfers to Operating Fund	(11,239,954)	(21,808,600)
TOTAL	15,186,770	28,021,000

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES CAPITAL IMPROVEMENT BOARD OF MANAGERS OPERATING FUND		
2004 NET ASSESSED VALUATION		
2003 BILLED NET ASSESSED VALUATION		
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	27,762,004	27,762,004
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	32,591,775	32,591,775
3. Additional appropriations necessary to be made July 1 to December 31 of present year		
4. Outstanding temporary loans to be paid and not included in lines 2 or 3		
5. Total expenditures for current year (add lines 2-4)	32,591,775	32,591,775
6. Remaining property taxes to be collected present year		
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	26,764,618	26,764,618
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	26,764,618	26,764,618
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	21,934,847	21,934,847
10. Total budget estimate for January 1 to December 31 of incoming year	59,673,900	59,673,900
11. Miscellaneous revenue for January 1 to December 31 of incoming year	51,232,000	51,232,000
12. Property tax to be raised from January 1 to December 31 of incoming year		
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)		
14. Estimated December 31 cash balance, of incoming year	13,492,947	13,492,947
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate		
Proposed tax rate for incoming year		

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES CAPITAL IMPROVEMENT BOARD OF MANAGERS BOND FUND		
2004 NET ASSESSED VALUATION		
2003 BILLED NET ASSESSED VALUATION		
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	3,781,122	3,781,122
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	12,136,992	12,136,992
3. Additional appropriations necessary to be made July 1 to December 31 of present year		
4. Outstanding temporary loans to be paid and not included in lines 2 or 3		
5. Total expenditures for current year (add lines 2-4)	12,136,992	12,136,992
6. Remaining property taxes to be collected present year		
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	15,186,770	15,186,770
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	15,186,770	15,186,770
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	6,830,900	6,830,900
10. Total budget estimate for January 1 to December 31 of incoming year	27,769,400	27,769,400
11. Miscellaneous revenue for January 1 to December 31 of incoming year	28,021,000	28,021,000
12. Property tax to be raised from January 1 to December 31 of incoming year		
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)		
14. Estimated December 31 cash balance, of incoming year	7,082,500	7,082,500
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate		
Proposed tax rate for incoming year		

SECTION 5.

SUMMARIES OF APPROPRIATIONS, MISCELLANEOUS REVENUE, TAX LEVIES, NET ASSESSED VALUE AND TAX RATE					
Fund	Appropriation	Miscellaneous Revenue	Tax Levy	Net Assessed Value	Tax Rate
CIB Operating	59,673,900	51,232,000			
CIB Debt Service	27,769,400	28,021,000			
Total	87,443,300	79,253,000			

SECTION 6. This resolution shall be in full force and effect beginning January 1, 2004, after passage by the City-County Council.

PROPOSAL NO. 481, 2003. Councillor Soards reported that the Municipal Corporations Committee heard Proposal No. 481, 2003 on September 10, 2003. The proposal, sponsored by Councillor Soards, reviews, modifies, and approves the operating and maintenance budget and tax levies of the Health and Hospital Corporation of Marion County. By a 6-2-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Bradford moved to amend Proposal No. 481, 2003, by reducing the Health and Hospital General Fund tax levy by \$8.79 million and correspondingly reduce the rate by three and forty-nine hundredths (.0349) for a tax levy of \$78,929,558 and a tax rate of 0.1790. Councillor Schneider seconded the motion.

Councillor Short said that this reduction is simply not prudent and would jeopardize the health of the citizens of Marion County who can least afford it, as well as de-stabilize hospitals to result in a domino effect. Councillor Sanders agreed and said that she cannot support this amendment.

Councillor Horseman said that she is concerned that Councillor Bradford has already cut the services for children and now is cutting health care services for the poor. She said that Health and Hospital has already cut their budget by \$54 million before even presenting it.

Councillor Boyd agreed that this amendment would not be prudent, as both Senators Richard Lugar and Evan Bayh are working to find funding for Wishard Hospital, and this amendment would send the wrong message to Congress.

Councillor Schneider said that he supports the amendment. Although cuts in budgets are painful, sometimes they are necessary. This simply takes the budget back to the 2002 baseline, and adds a 3% increase. On the heels of a major tax increase last year, this makes sense. He said to cut the agency's budget does not mean services will be cut, but that the administration is challenged to find ways to act more efficiently.

Councillor Conley said that Health and Hospital has had dramatic shortfalls in the past few years and he opposes the amendment. Councillor Gibson agreed and said this would prevent Wishard Hospital from leveraging federal monies for a two-to-one match. Councillor Brents added that this would deprive the most needy citizens of necessary services.

Councillor Bradford's motion to amend failed on the following roll call vote; viz:

11 YEAS: Bainbridge, Borst, Bradford, Cockrum, Coonrod, Dowden, Frick, McWhirter, Schneider, Smith, Soards

18 NAYS: Black, Boyd, Brents, Conley, Coughenour, Douglas, Gibson, Gray, Horseman, Knox, Langsford, Massie, Moriarty Adams, Nytes, Sanders, Short, Talley, Tilford

Councillor Soards moved, seconded by Councillor Horseman, for adoption. Proposal No. 481, 2003 was adopted on the following roll call vote; viz:

19 YEAS: Black, Boyd, Brents, Conley, Coughenour, Douglas, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Short, Talley, Tilford

10 NAYS: Bainbridge, Borst, Bradford, Cockrum, Coonrod, Dowden, Frick, Schneider, Smith, Soards

Councillor Bradford asked for consent to explain his vote. Consent was given. He said that he has had some commitments from the directors of Health and Hospital to find as many ways as possible to cut overspending. He said that he hopes they can be brought before the Municipal Corporations Committee soon for another update.

Proposal No. 481, 2003 was retitled GENERAL RESOLUTION NO. 13, 2003, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 13, 2003

A GENERAL RESOLUTION reviewing, modifying and approving the operating and maintenance budget and tax levies of the Health and Hospital Corporation of Marion County, Indiana, and establishing the appropriations for the purpose of defraying the expenses and all outstanding claims and obligations of the said Municipal Corporation for the fiscal year beginning January 1, 2004, and ending December 31, 2004, and fixing a time when this resolution shall take effect.

WHEREAS, IC 36-3-6-9 empowers the City-County Council to review and modify the operating and maintenance budget and tax levies of the Health and Hospital Corporation of Marion County, established pursuant to IC 8-22-3; and,

WHEREAS, the City-County Council has reviewed said budget and has determined that the same should be modified and approved as stated herein; now, therefore:

**BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

**HEALTH AND HOSPITAL CORPORATION
BUDGET FOR 2004**

SECTION 1. The operating budget for the expenses of the Health and Hospital Corporation of Marion County, Indiana, and its departments, division, and officials, for the fiscal year beginning January 1, 2004, and ending December 31, 2004, is hereby modified so that only the following sums of money are approved and appropriated out of the funds herein named and for the purposes herein specified subject to the laws governing the same. Such sums herein appropriated shall be held to include all expenditures authorized to be made during the year.

SECTION 2. For said fiscal year there is hereby appropriated out of the "General Fund" of said Health and Hospital Corporation the sums as hereinafter appear in this section for the purposes herein named.

HEALTH AND HOSPITAL GENERAL FUND		
	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
1. Personal Services	38,296,000	38,296,000
2. Supplies	3,615,000	3,615,000
3. Other Services and Charges	157,305,000	157,305,000
4. Capital Outlay	3,500,000	3,500,000
TOTAL	202,716,000	202,716,000

SECTION 3. For said fiscal year there is hereby appropriated out of the "Enterprise Fund" of said Health and Hospital Corporation the sums as hereinafter appear in this section for the purposes herein named.

HEALTH AND HOSPITAL ENTERPRISE FUND		
	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
1. Personal Services	137,000,000	137,000,000
2. Supplies	59,000,000	59,000,000
3. Other Services and Charges	96,000,000	96,000,000
4. Capital Outlay	20,000,000	20,000,000
TOTAL	312,000,000	312,000,000

SECTION 4. For said fiscal year, there is hereby appropriated out of the "Bond Retirement Fund" the following:

HEALTH AND HOSPITAL BOND RETIREMENT FUND		
	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
3. Other Services and Charges	4,687,135	4,687,135
TOTAL	4,687,135	4,687,135

SECTION 5. For said fiscal year, there is hereby appropriated out of the "Cumulative Building Fund" the following:

HEALTH AND HOSPITAL CUMULATIVE BUILDING FUND		
	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
4. Capital Outlay	- 0 -	- 0 -
TOTAL	- 0 -	- 0 -

SECTION 6. That foregoing budget shall be carried out without any revenues from property taxation provided from the several tax levies as modified and fixed in City-County Fiscal Ordinance No. 119, 2003 with the use of portions of current balances in said funds and the receipts of miscellaneous revenues from all other sources, the means of financing thereof be computed in accordance with the following schedules:

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES HEALTH AND HOSPITAL GENERAL FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 through Dec. 31, 2003	Jan. 01, 2004 through Dec. 31, 2004
SPECIAL TAXES		
Financial Institution Tax	793,975	1,140,000
License Excise Tax	3,979,974	7,300,000
ALL OTHER REVENUE		
Intergovernmental Receipts	70,000,000	85,000,000
Mental Health Tax	1,200,000	1,200,000
Miscellaneous Receipts	1,300,000	6,750,000
Operating Transfers-In		
Grant Receipts	6,000,000	13,100,000
Interest Income	100,000	500,000
TOTAL	83,373,949	114,990,000

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES HEALTH AND HOSPITAL ENTERPRISE FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 through Dec. 31, 2003	Jan. 01, 2004 through Dec. 31, 2004
ALL OTHER REVENUE		
Wishard Patient Receipts - Net	83,154,168	142,000,000
Operating Transfers-in	94,650,000	137,000,000
Wishard Non-Patient Receipts	17,091,007	33,000,000
TOTAL	194,895,175	312,000,000

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES HEALTH AND HOSPITAL BOND RETIREMENT FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 through Dec. 31, 2003	Jan. 01, 2004 through Dec. 31, 2004
SPECIAL TAXES		
Financial Institution Tax	41,456	60,000
License Excise Tax	211,923	390,000
ALL OTHER REVENUE		
Interest Income	200	300
TOTAL	253,579	450,300

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES HEALTH AND HOSPITAL CUMULATIVE BUILDING FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 through Dec. 31, 2003	Jan. 01, 2004 through Dec. 31, 2004
SPECIAL TAXES		
Financial Institution Tax	1,728	2,700
Excise Tax	8,164	18,000
ALL OTHER REVENUE		
Interest Income	118,000	200,000
TOTAL	127,892	220,700

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES HEALTH AND HOSPITAL GENERAL FUND		
2004 NET ASSESSED VALUATION	41,004,018,767	
2003 BILLED NET ASSESSED VALUATION		
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	37,102,762	37,102,762
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	112,421,042	112,421,042
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	112,421,042	112,421,042
6. Remaining property taxes to be collected present year	74,118,812	74,118,812
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	83,373,949	83,373,949
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	0	0
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	82,174,481	82,174,481
10. Total budget estimate for January 1 to December 31 of incoming year	202,716,000	202,716,000
11. Miscellaneous revenue for January 1 to December 31 of incoming year	114,990,000	114,990,000
12. Property tax to be raised from January 1 to December 31 of incoming year	87,726,000	87,726,000
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)		
14. Estimated December 31 cash balance, of incoming year	82,174,481	82,174,481
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.2134	0.2134
Proposed tax rate for incoming year	0.2139	0.2139

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES HEALTH AND HOSPITAL ENTERPRISE FUND		
2004 NET ASSESSED VALUATION	41,004,018,767	
2003 BILLED NET ASSESSED VALUATION		
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	46,072,267	46,072,267
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	181,351,975	181,351,975
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0

4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	181,351,975	181,351,975
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	194,895,175	194,895,175
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)		
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	59,615,467	59,615,467
10. Total budget estimate for January 1 to December 31 of incoming year	312,000,000	312,000,000
11. Miscellaneous revenue for January 1 to December 31 of incoming year	312,000,000	312,000,000
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)		
14. Estimated December 31 cash balance, of incoming year	59,615,467	59,615,467
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0000	0.0000
Proposed tax rate for incoming year	0.0000	0.0000

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES HEALTH AND HOSPITAL BOND RETIREMENT FUND		
2004 NET ASSESSED VALUATION	41,004,018,767	
2003 BILLED NET ASSESSED VALUATION		
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	25,071	25,071
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	4,687,810	4,687,810
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	4,687,810	4,687,810
6. Remaining property taxes to be collected present year	4,412,813	4,412,813
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	253,579	253,579
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)		
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	3,653	3,653
10. Total budget estimate for January 1 to December 31 of incoming year	4,687,135	4,687,135
11. Miscellaneous revenue for January 1 to December 31 of incoming year	450,300	450,300
12. Property tax to be raised from January 1 to December 31 of incoming year	4,408,182	4,408,182
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)		
14. Estimated December 31 cash balance, of incoming year	175,000	175,000
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0113	0.0113
Proposed tax rate for incoming year	0.0108	0.0108

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES HEALTH AND HOSPITAL CUMULATIVE BUILDING FUND		
2004 NET ASSESSED VALUATION	41,004,018,767	
2003 BILLED NET ASSESSED VALUATION		
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	30,814,174	30,814,174
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	0	0
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	0	0
6. Remaining property taxes to be collected present year	234,309	234,309
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	127,892	127,892
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)		
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	31,176,375	31,176,375
10. Total budget estimate for January 1 to December 31 of incoming year	0	0
11. Miscellaneous revenue for January 1 to December 31 of incoming year	220,700	220,700
12. Property tax to be raised from January 1 to December 31 of incoming year	246,024	246,024
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)		
14. Estimated December 31 cash balance, of incoming year	31,643,099	31,643,099
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0006	0.0006
Proposed tax rate for incoming year	0.0006	0.0006

SECTION 7. Summary

SUMMARIES OF APPROPRIATIONS, MISCELLANEOUS REVENUE, TAX LEVIES, NET ASSESSED VALUE AND TAX RATE					
Fund	Appropriation	Miscellaneous Revenue	Tax Levy	Net Assessed Value	Tax Rate
Health & Hospital General	202,716,000	114,990,000	87,726,000	41,004,018,767	0.2139
Health & Hospital Enterprise	312,000,000	312,000,000	0	0	0.0000
Health & Hospital Bond Retirement	4,687,135	450,300	4,408,182	41,004,018,767	0.0108
Health & Hospital Cumulative Building	0	220,700	246,024	41,004,018,767	0.0006
Total	519,403,135	427,661,000	92,380,206		0.2253

SECTION 8. This resolution shall be in full force and effect beginning January 1, 2004, after passage by the City-County Council and approval by the State Tax Board as required by law.

PROPOSAL NO. 482, 2003. Councillor Soards reported that the Municipal Corporations Committee heard Proposal No. 482, 2003 on September 10, 2003. The proposal, sponsored by Councillor Soards, reviews, modifies, and approves the operating and maintenance budget and tax levies of the Indianapolis-Marion County Public Library Board. By a 6-1-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Soards moved, seconded by Councillor Short, for adoption. Proposal No. 482, 2003 was adopted on the following roll call vote; viz:

26 YEAS: Bainbridge, Black, Boyd, Bradford, Brents, Cockrum, Conley, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Knox, Langsford, Massie, McWhirter, Moriarty, Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford
3 NAYS: Borst, Coonrod, Horseman

Councillor Horseman asked for consent to explain her vote. Consent was given. She said that she is a strong supporter of the Library, but she believes that at the end of 2004 they will face a serious funding shortage and will have to come and ask for a major tax increase. She said that this budget does not address the necessary funding issues.

Proposal No. 482, 2003 was retitled GENERAL RESOLUTION NO. 14, 2003, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 14, 2003

A GENERAL RESOLUTION reviewing, modifying and approving the operating and maintenance budget and tax levies of the Indianapolis-Marion County Public Library Board of Marion County, Indiana, and establishing the appropriations for the purpose of defraying the expenses and all outstanding claims and obligations of the said Library Board for the fiscal year beginning January 1, 2004 and ending December 31, 2004.

WHEREAS, IC 36-3-6-9 empowers the City-County Council to review and modify the operating budget of the Indianapolis-Marion County Public Library Board of Marion County, established pursuant to IC 20-14; and,

WHEREAS, the City-County Council has reviewed said budget and has determined that the same should be modified and approved as stated herein; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

INDIANAPOLIS-MARION COUNTY PUBLIC LIBRARY BOARD
BUDGET FOR 2004

SECTION 1. The operating and maintenance budget for the expenses of the Indianapolis-Marion County Public Library Board of Marion County, Indiana, for the fiscal year beginning January 1, 2004, and ending December 31, 2004, is hereby modified so that only the following sums of money are approved and appropriated out of the funds herein named and for the purposes herein specified subject to the laws governing the same. Such sums herein appropriated shall be held to include all expenditures authorized to be made during the year.

SECTION 2. For said fiscal year there is hereby appropriated out of the "Operating Fund" of said Library Board the sums as hereinafter appear in this section for the purposes herein named.

LIBRARY OPERATING FUND		
	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
1. Personal Services	24,379,910	24,379,910
2. Supplies	555,200	555,200
3. Other Services and Charges	5,769,883	5,769,883
4. Capital Outlay	4,388,747	4,388,747
TOTAL	35,093,740	35,093,740

SECTION 3. For said fiscal year, there is hereby appropriated out of the "Bond Fund" the following:

LIBRARY BOND FUND		
	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
3. Other Services and Charges	8,868,670	8,868,670
TOTAL	8,868,670	8,868,670

SECTION 4. That foregoing budget shall be carried out without any revenues from taxation provided from the several tax levies as modified and fixed in City-County Fiscal Ordinance No. 119, 2003, with the use of portions of current balances in said funds and the receipts of miscellaneous revenues from all other sources, the means of financing thereof be computed in accordance with the following schedule:

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES LIBRARY OPERATING FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 Through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
SPECIAL TAXES		
Financial Institution Tax	267,079	272,420
License Excise Tax	1,109,691	2,659,229
CVET	107,503	264,189
ALL OTHER REVENUE		
State Distribution	--	--
Fines and Fees	378,466	900,000
Photocopy Fees	23,473	165,000
Interest on Investments	177,291	51,225
Telephone Commissions	528	2,700
Library Service Authority	17,900	--
PLAC Cards	30,000	30,000
Literacy	--	--
Miscellaneous	49,489	452,054
TOTAL	2,161,420	4,796,817

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES LIBRARY BOND FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 Through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
SPECIAL TAXES		
CVET	41,907	42,745
Financial Institution Tax	45,374	45,374
License Excise Tax	741,475	778,549
Interest on Investments	8,210	2,000
TOTAL	836,966	868,668

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES LIBRARY OPERATING FUND		
2004 NET ASSESSED VALUATION	37,851,600,704	
2003 BILLED NET ASSESSED VALUATION		
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	5,442,417	5,442,417
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	19,330,855	19,330,855

3. Additional appropriations necessary to be made July 1 to December 31 of present year	2,000,000	2,000,000
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	7,239,961	7,239,961
5. Total expenditures for current year (add lines 2-4)	28,570,816	28,570,816
6. Remaining property taxes to be collected present year	23,739,692	23,739,692
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	2,161,420	2,161,420
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	25,901,112	25,901,112
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	2,772,713	2,772,713
10. Total budget estimate for January 1 to December 31 of incoming year	35,093,740	35,093,740
11. Miscellaneous revenue for January 1 to December 31 of incoming year	4,796,817	4,796,817
12. Property tax to be raised from January 1 to December 31 of incoming year	27,707,372	27,707,372
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	183,162	183,162
14. Estimated December 31 cash balance, of incoming year	183,162	183,162
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	.0732	.0732
Proposed tax rate for incoming year	.0732	.0732

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES		
LIBRARY BOND FUND		
2004 NET ASSESSED VALUATION	37,851,600,704	
2003 BILLED NET ASSESSED VALUATION		
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	353,587	353,587
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	10,881,208	10,881,208
3. Additional appropriations necessary to be made July 1 to December 31 of present year		
4. Outstanding temporary loans to be paid and not included in lines 2 or 3		
5. Total expenditures for current year (add lines 2-4)	10,881,208	10,881,208
6. Remaining property taxes to be collected present year	10,299,705	10,299,705
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	836,966	836,966
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	11,136,671	11,136,671
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	609,050	609,050
10. Total budget estimate for January 1 to December 31 of incoming year	8,868,670	8,868,670
11. Miscellaneous revenue for January 1 to December 31 of incoming year	868,668	868,668
12. Property tax to be raised from January 1 to December 31 of incoming year	8,399,351	8,399,351
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	1,008,399	1,008,399
14. Estimated December 31 cash balance, of incoming year	1,008,399	1,008,399
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	.0272	.0272
Proposed tax rate for incoming year	.0222	.0222

SECTION 5.

SUMMARIES OF APPROPRIATIONS, MISCELLANEOUS REVENUE, TAX LEVIES, NET ASSESSED VALUE AND TAX RATE					
Fund	Appropriation	Miscellaneous Revenue	Tax Levy	Net Assessed Value	Tax Rate
Library Operating	35,093,740	4,796,817	27,707,372	37,851,600,704	.0732
Library Bond	8,868,670	868,668	8,399,351	37,851,600,704	.0222
Total	43,962,410	5,665,485	36,106,723		.0954

SECTION 6. This resolution shall be in full force and effect beginning January 1, 2004, after passage by the City-County Council.

PROPOSAL NO. 483, 2003. Councillor Soards reported that the Municipal Corporations Committee heard Proposal No. 483, 2003 on September 10, 2003. The proposal, sponsored by Councillor Soards, reviews, modifies, and approves the operating and maintenance budget and tax levies of the Indianapolis Public Transportation Corporation. By a 6-1-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Nytes said that she will support this proposal because she feels it is the best they can do given the direction that was given to them. However, she is discouraged that as a community, the City is not more supportive of public transportation and is not willing to empower the board of IndyGo to be more aggressive in developing and expanding transportation options.

Councillor Soards moved, seconded by Councillor Short, for adoption. Proposal No. 483, 2003 was adopted on the following roll call vote; viz:

28 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford
1 NAY: Horseman

Councillor Horseman asked for consent to explain her vote. Consent was given. She said that she agrees with Councillor Nytes and does not believe there are enough routes and does not believe they can grow and move forward with this budget. Councillor Sanders agreed with Councillors Horseman and Nytes and said that this budget does the citizens a disservice.

Proposal No. 483, 2003 was retitled GENERAL RESOLUTION NO. 15, 2003, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 15, 2003

A GENERAL RESOLUTION reviewing, modifying and approving the operating and maintenance budget and tax levies of the Indianapolis Public Transportation Corporation of Marion County, Indiana, and establishing the appropriations for the purpose of defraying the expenses and all outstanding claims and obligations of the said Transportation Corporation Board for the fiscal year beginning January 1, 2004, and ending December 31, 2004

WHEREAS, IC 36-3-6-9 empowers the City-County Council to review and modify the operating budget of the Indianapolis Public Transportation Corporation of Marion County, established pursuant to IC 36-9-4; and

WHEREAS, the City-County Council has reviewed said budget and has determined that the same should be modified and approved as stated herein; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
 CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

INDIANAPOLIS PUBLIC TRANSPORTATION CORPORATION
BUDGET FOR 2004

SECTION 1. The operating and maintenance budget for the expenses of the Indianapolis Public Transportation Corporation of Marion County, Indiana, for the fiscal year beginning January 1, 2004 and ending December 31, 2004 is hereby modified so that only the following sums of money are approved and appropriated out of the funds herein named and for the purposes herein specified subject to the laws governing the same. Such sums herein appropriated shall be held to include all expenditures authorized to be made during the year.

SECTION 2. For said fiscal year there is hereby appropriated out of the "General Fund" of said Transportation Corporation the sums as hereinafter appear in this section for the purposes herein named.

INDIANAPOLIS PUBLIC TRANSPORTATION CORPORATION GENERAL FUND		
	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
BOARD OF DIRECTORS		
1. Personal Services		
2. Supplies		
3. Other Services and Charges	10,000	10,000
4. Capital Outlay		
TOTAL	10,000	10,000

EXECUTIVE DEPARTMENT		
1. Personal Services	285,784	285,784
2. Supplies	7,000	7,000
3. Other Services and Charges	281,500	281,500
4. Capital Outlay	0	0
TOTAL	574,284	574,284

ADMINISTRATIVE SERVICES		
1. Personal Services	6,268,713	6,268,713
2. Supplies	129,000	129,000
3. Other Services and Charges	2,695,900	2,695,900
4. Capital Outlay	0	0
TOTAL	9,093,613	9,093,613

MAINTENANCE AND FACILITY MANAGEMENT DEPARTMENT		
1. Personal Services	2,682,954	2,682,954
2. Supplies	3,942,500	3,942,500
3. Other Services and Charges	845,000	845,000
4. Capital Outlay	0	0
TOTAL	7,470,454	7,470,454

OPERATIONS DEPARTMENT		
1. Personal Services	11,297,675	11,297,675
2. Supplies	11,000	11,000
3. Other Services and Charges	124,000	124,000
4. Capital Outlay	0	0
TOTAL	11,432,675	11,432,675

MARKETING AND SERVICES DEVELOPMENT		
1. Personal Services	320,682	320,682
2. Supplies	16,000	16,000
3. Other Services and Charges	1,238,700	1,238,700
4. Capital Outlay	0	0
TOTAL	1,575,382	1,575,382

FLEXIBLE SERVICES DEPARTMENT		
1. Personal Services	1,654,299	1,654,299
2. Supplies	425,800	425,800
3. Other Services and Charges	3,352,500	3,352,500
4. Capital Outlay	0	0
TOTAL	5,432,599	5,432,599

GRAND TOTAL	35,589,007	35,589,007
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SECTION 3. For said fiscal year, there is hereby appropriated out of the "Bond Fund" the following:

INDIANAPOLIS PUBLIC TRANSPORTATION CORPORATION BOND FUND		
	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	1,600,670	1,600,670
4. Capital Outlay	0	0
TOTAL	1,600,670	1,600,670

CAPITAL GRANTS PROJECTS		
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	0	0
4. Capital Outlay	11,224,887	11,224,887
TOTAL	11,224,887	11,224,887

SECTION 4. That foregoing budget shall be carried out without any revenues from property taxation provided from the several tax levies as modified and fixed in City-County Fiscal Ordinance No. 119, 2003, with the use of portions of current balances in said funds and the receipts of miscellaneous revenues from all other sources, the means of financing thereof be computed in accordance with the following schedule:

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES INDIANAPOLIS PUBLIC TRANSPORTATION CORPORATION GENERAL FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 Through Dec. 31, 2003	Jan. 01, 2004 through Dec. 31, 2004
SPECIAL TAXES		
Financial Institution Tax	103,680	103,680
License Excise Tax	387,000	775,000
Commercial Vehicle Excise Tax	42,780	84,500
ALL OTHER REVENUE		
Federal Matching Funds P.M.	5,578,646	8,935,000
City Contract	4,267,929	
Transportation Receipts	3,694,894	7,220,000
Route Guarantees	1,793,525	300,000
State PMTF		8,449,635
Interest of Investments		310,000
Advertising	152,500	50,000
Non-identified (Miscellaneous)	38,446	
TOTAL	16,059,400	26,227,815

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES INDIANAPOLIS PUBLIC TRANSPORTATION CORPORATION BOND FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 through Dec. 31, 2003	Jan. 01, 2004 through Dec. 31, 2004
SPECIAL TAXES		
Financial Institution Tax	12,472	12,472
License Excise Tax	46,573	93,100
Commercial Vehicle Excise Tax	5,145	10,200
ALL OTHER REVENUE		
Interest on Investments		5,000
Contracts to Excluded Areas	21,456	22,402
TOTAL	85,646	143,174

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES INDIANAPOLIS PUBLIC TRANSPORTATION CORPORATION CAPITAL GRANTS PROJECTS FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 through Dec. 31, 2003	Jan. 01, 2004 through Dec. 31, 2004
ALL OTHER REVENUE		
Interest on Investments		
Federal Capital Grants	8,113,608	11,224,887
TOTAL	8,113,608	11,224,887

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES INDIANAPOLIS PUBLIC TRANSPORTATION CORPORATION GENERAL FUND		
2004 NET ASSESSED VALUATION	36,953,192,700	
2003 BILLED NET ASSESSED VALUATION		
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2004		
1. June 30 actual cash balance of present year	1,324,677	1,324,677
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	18,672,304	18,672,304
3. Additional appropriations necessary to be made July 1 to December 31 of present year	2,565,436	2,565,436
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	3,940,000	3,940,000
5. Total expenditures for current year (add lines 2-4)	25,177,740	25,177,740
6. Remaining property taxes to be collected present year	8,675,909	8,675,909
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	16,059,400	16,059,400
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	24,735,309	24,735,309
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	882,246	882,246
10. Total budget estimate for January 1 to December 31 of incoming year	35,589,007	35,589,007
11. Miscellaneous revenue for January 1 to December 31 of incoming year	26,227,815	26,227,815
12. Property tax to be raised from January 1 to December 31 of incoming year	9,278,946	9,278,946
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	800,000	800,000
14. Estimated December 31 cash balance, of incoming year	800,000	800,000

Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	.0266	.0266
Proposed tax rate for incoming year	.0251	.0251

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES INDIANAPOLIS PUBLIC TRANSPORTATION CORPORATION BOND FUND		
2004 NET ASSESSED VALUATION	36,953,192,700	
2003 BILLED NET ASSESSED VALUATION		
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2004		
1. June 30 actual cash balance of present year	153,607	153,607
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	1,054,223	1,054,223
3. Additional appropriations necessary to be made July 1 to December 31 of present year		
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	300,000	300,000
5. Total expenditures for current year (add lines 2-4)	1,354,223	1,354,223
6. Remaining property taxes to be collected present year	1,182,502	1,182,502
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	85,646	85,646
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	1,268,148	1,268,148
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	67,532	67,532
10. Total budget estimate for January 1 to December 31 of incoming year	1,600,670	1,600,670
11. Miscellaneous revenue for January 1 to December 31 of incoming year	143,174	143,174
12. Property tax to be raised from January 1 to December 31 of incoming year	1,404,221	1,404,221
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	14,257	14,257
14. Estimated December 31 cash balance, of incoming year	14,257	14,257
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	.0032	.0032
Proposed tax rate for incoming year	.0038	.0038

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES INDIANAPOLIS PUBLIC TRANSPORTATION CORPORATION CAPITAL GRANTS PROJECTS		
2004 NET ASSESSED VALUATION	36,953,192,700	
2003 BILLED NET ASSESSED VALUATION		
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2004		
1. June 30 actual cash balance of present year	0	0
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	8,113,608	8,113,608
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	8,113,608	8,113,608
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	8,113,608	8,113,608
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	8,113,608	8,113,608
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	0	0

10. Total budget estimate for January 1 to December 31 of incoming year	11,224,887	11,224,887
11. Miscellaneous revenue for January 1 to December 31 of incoming year	11,224,887	11,224,887
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	0	0
14. Estimated December 31 cash balance, of incoming year	0	0
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0	0
Proposed tax rate for incoming year	0	0

SECTION 5.

SUMMARIES OF APPROPRIATIONS, MISCELLANEOUS REVENUE, TAX LEVIES, NET ASSESSED VALUE AND TAX RATE					
Fund	Appropriation	Miscellaneous Revenue	Tax Levy	Net Assessed Value	Tax Rate
Indianapolis Public Trans. Corp. General	35,589,007	26,227,815	9,278,946	36,953,192,700	.0251
Indianapolis Public Trans. Corp. Bond	1,600,670	85,646	1,404,221	36,953,192,700	.0038
Indianapolis Public Trans. Corp. Capital Grants Projects	11,224,887	11,224,887	-0-	36,953,142,700	-0-
Total	48,414,564	37,538,348	10,683,167		.0289

SECTION 6. This resolution shall be in full force and effect beginning January 1, 2004, after passage by the City-County Council.

PROPOSAL NO. 466, 2003. Councillor Coonrod reported that the Administration and Finance Committee heard Proposal No. 466, 2003 on September 9, 2003. The proposal, sponsored by Councillors Coughenour and Boyd, appropriates \$39,018,209 for the necessary payments for city sinking funds for 2004. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Coonrod asked what the change is in this budget from 2003 to 2004. Kathy Davis, City Controller, said that it would take a minute to add up, as the budget does not summarize all the sinking funds. She said that 2003 total sinking funds were \$39,018,209 compared to 2004's total of \$36,868,594.

Councillor Coonrod moved, seconded by Councillor Talley, for adoption. Proposal No. 466, 2003 was adopted on the following roll call vote; viz:

29 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford
0 NAYS:

Proposal No. 466, 2003 was retitled FISCAL ORDINANCE NO. 109, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 109, 2003

A FISCAL ORDINANCE appropriating the amounts necessary for payments for city sinking funds for the calendar year 2004.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Appropriations for City Sinking Funds for 2004.

For purposes of paying the principal and interest due on the outstanding bonded and other indebtedness of the Consolidated City and its special taxing districts, there are hereby appropriated for 2004 the respective sums hereinafter set forth for the respective funds:

	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
(a) CITY GENERAL SINKING FUND		
3. Other Services and Charges	409,255	409,255
TOTAL	409,255	409,255

(b) REDEVELOPMENT DISTRICT SINKING FUND		
3. Other Services and Charges	17,702,278	17,702,278
TOTAL	17,702,278	17,702,278

(c) SANITARY DISTRICT SINKING FUND		
3. Other Services and Charges	8,937,432	8,937,432
TOTAL	8,937,432	8,937,432

(d) METROPOLITAN THOROUGHFARE DISTRICT SINKING FUND		
3. Other Services and Charges	10,047,713	10,047,713
TOTAL	10,047,713	10,047,713

(e) METROPOLITAN PARK DISTRICT SINKING FUND		
3. Other Services and Charges	1,921,531	1,921,531
TOTAL	1,921,531	1,921,531

SECTION 2. This ordinance shall be in full force and effect beginning January 1, 2004, after passage by the City-County Council, approval by the Mayor, and approval by the Tax Boards as required by law.

PROPOSAL NO. 467, 2003. Councillor Coonrod reported that the Administration and Finance Committee heard Proposal No. 467, 2003 on September 9, 2003. The proposal, sponsored by Councillors Coughenour and Boyd, appropriates the amounts necessary for payments from the Revenue Bonds Debt Service Funds for 2004 totaling \$58,868,213. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Frick asked what the change is from 2003 to 2004. Ms. Davis said that the 2003 Revenue bonds were \$48.7 million and this year they are at \$58.8 million with the increase of the Sanitation debt.

Councillor Coonrod moved, seconded by Councillor Boyd, for adoption. Proposal No. 467, 2003 was adopted on the following roll call vote; viz:

24 YEAS: Bainbridge, Black, Borst, Boyd, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Short, Soards, Talley, Tilford
4 NAYS: Bradford, Frick, Schneider, Smith
1 NOT VOTING: Gibson

Proposal No. 467, 2003 was retitled FISCAL ORDINANCE NO. 110, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 110, 2003

A FISCAL ORDINANCE creating the annual budget of the Revenue Serviced Debt Funds of the City of Indianapolis, Indiana, for the fiscal year beginning January 1, 2004 and ending December 31, 2004, appropriating monies for the purpose of defraying the expenses and all outstanding claims and obligations of said Revenue Serviced Debt Funds, and fixing a time when this ordinance shall take effect.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

ANNUAL BUDGET FOR REVENUE SERVICED DEBT FUNDS
OF THE CONSOLIDATED CITY OF INDIANAPOLIS

SECTION 1. Appropriations for 2004.

For the obligation of government of the Consolidated City of Indianapolis for its Revenue Bonds Debt Service Funds for the fiscal year beginning January 1, 2004, and ending December 31, 2004, the sums of money set out in this Section are hereby appropriated out of the respective funds (as established and allocated in Section 2, namely the Transportation Revenue Bonds of 2001 Fund (Refund 1992), Golf Revenue Bonds of 1996 Fund, Redevelopment Tax Increment Revenue Bonds of 1992 Fund, Redevelopment Tax Increment Revenue Bonds of 1991 Fund, Redevelopment Tax Increment Revenue Bonds of 1990 Fund, Ameriplex, Inc. Debt Service Fund, Golf Tax Increment Revenue Bonds of 1998 Fund, 96th Street Tax Increment Financing Bonds of 2001 Fund, State Revolving Loan Debt Service 1998A Fund, State Revolving Loan Debt Service 1998B Fund, State Revolving Loan Debt Service 2000 Fund, State Revolving Loan Debt Service 2001 Fund, Redevelopment 1999 Bond Anticipation Note Takeout Fund, and the Redevelopment 1999 Revenue Bonds Series A Fund, for the purposes herein specified, subject to the laws governing the same. The sums so appropriated shall be held to include all such expenditures authorized to be made during the year, unless otherwise expressly stipulated and provided by law.

	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
(a) TRANSPORTATION REVENUE BONDS OF 2001 FUND (REFUND 1992)		
3. Other Services and Charges	4,758,325	4,758,325
TOTAL	4,758,325	4,758,325

(b) GOLF REVENUE BONDS OF 1996 FUND		
3. Other Services and Charges	308,153	308,153
TOTAL	308,153	308,153

(c) REDEVELOPMENT TAX INCREMENT REVENUE BONDS OF 1992 FUND		
3. Other Services and Charges	12,103,408	12,103,408
TOTAL	12,103,408	12,103,408

(d) REDEVELOPMENT TAX INCREMENT REVENUE BONDS OF 1991 FUND		
3. Other Services and Charges	3,140,300	3,140,300
TOTAL	3,140,300	3,140,300

(e) REDEVELOPMENT TAX INCREMENT REVENUE BONDS OF 1990 FUND		
3. Other Services and Charges	2,920,000	2,920,000
TOTAL	2,920,000	2,920,000
(f) AMERIPLEX, INC. DEBT SERVICE FUND		
3. Other Services and Charges	999,998	999,998
TOTAL	999,998	999,998
(g) GOLF TAX INCREMENT REVENUE BONDS OF 1998 FUND		
3. Other Services and Charges	356,798	356,798
TOTAL	356,798	356,798
(h) 96 th STREET TAX INCREMENT REFINANCING BONDS OF 2001 FUND		
3. Other Services and Charges	1,966,798	1,966,798
TOTAL	1,966,798	1,966,798
(i) STATE REVOLVING LOAN DEBT SERVICE 1998A FUND		
3. Other Services and Charges	1,686,375	1,686,375
TOTAL	1,686,375	1,686,375
(j) STATE REVOLVING LOAN DEBT SERVICE 1998B FUND		
3. Other Services and Charges	840,582	840,582
TOTAL	840,582	840,582
(k) STATE REVOLVING LOAN DEBT SERVICE 2000 FUND		
3. Other Services and Charges	2,257,010	2,257,010
TOTAL	2,257,010	2,257,010
(l) STATE REVOLVING LOAN DEBT SERVICE 2001 FUND		
3. Other Services and Charges	3,120,800	3,120,800
TOTAL	3,120,800	3,120,800
(m) REDEVELOPMENT 1999 BOND ANTICIPATION NOTE TAKEOUT FUND		
3. Other Services and Charges	3,228,110	3,228,110
TOTAL	3,228,110	3,228,110
(n) REDEVELOPMENT 1999 REVENUE BONDS SERIES A FUND		
3. Other Services and Charges	2,319,750	2,319,750
TOTAL	2,319,750	2,319,750
(o) REDEVELOPMENT 2002 REVENUE BONDS (REFUNDING)		
3. Other Services and Charges	510,000	510,000
TOTAL	510,000	510,000
(p) SECTION 108 REVENUE BOND		
3. Other Services and Charges	600,000	600,000
TOTAL	600,000	600,000

(q) 2002A REDEVELOPMENT REFUNDING (1992)		
3. Other Services and Charges	8,300,273	8,300,273
TOTAL	8,300,273	8,300,273

(r) 2002B REDEVELOPMENT REFUNDING (1999)		
3. Other Services and Charges	1,445,930	1,445,930
TOTAL	1,445,930	1,445,930

(s) STATE REVOLVING LOAN DEBT SERVICE 2002 FUND		
3. Other Services and Charges	3,017,000	3,017,000
TOTAL	3,017,000	3,017,000

(t) FLOOD CONTROL DISTRICT OF 1993		
3. Other Services and Charges	4,988,603	4,988,603
TOTAL	4,988,603	4,988,603

SECTION 2. To defray the costs of the appropriation made in Section 1, certain anticipated and estimated revenues are allocations as follows:

(a) TRANSPORTATION REVENUE BONDS OF 2001 FUND (REFUND 1992). The Transportation Revenue Bonds of 2001 FUND (REFUND 1992) for 2004 shall consist of all balances at the end of fiscal 2003 available for transfer into said fund, those distribution of taxes allocated by the state pledged for retirement of debt and interest payment, and all other miscellaneous revenues derived from said Fund, all of which does not involve a general tax levy for the City.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES TRANSPORTATION REVENUE BONDS OF 2001 FUND (REFUND 1992) FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 Through Dec. 31, 2003	Jan. 01, 2004 through Dec. 31, 2004
ALL OTHER REVENUE		
Wheel Tax	4,800,000	4,800,000
Interest		
TOTAL	4,800,000	4,800,000

(b) GOLF REVENUE BONDS OF 1996 FUND. The Golf Revenue Bonds of 1996 Fund, also known as the Golf Project Revenue Fund for 1993, shall consist of all balances at the end of fiscal 2003 available for transfer into said fund, and all pledged revenues of various municipal golf courses, and all other miscellaneous revenues derived from said Fund, all of which does not involve a general tax levy for the City.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES GOLF REVENUE BONDS OF 1996 FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 Through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
ALL OTHER REVENUE		
Fees for Service	200,000	400,000
Interest	4,000	5,000
Transfer to Park General	-341,000	
TOTAL	-137,000	405,000

(c) REDEVELOPMENT TAX INCREMENT REVENUE BONDS OF 1992 FUND. The Redevelopment Tax Increment Revenue Bonds of 1992 Fund for 2004 shall consist of all balances at the end

of fiscal 2003 available for transfer into said fund and all Circle Centre Mall tax increment disbursements from the Auditor, and all other miscellaneous revenues derived from said Fund, all of which does not involve a general tax levy for the City.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES REDEVELOPMENT TAX INCREMENT REVENUE BONDS OF 1992 FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 Through Dec. 31, 2003	Jan. 01, 2004 through Dec. 31, 2004
ALL OTHER REVENUE		
Tax Increment	19,350,000	13,000,000
Miscellaneous	3,000,000	
Interest	17,500	50,000
TOTAL	22,367,500	13,050,000

(d) REDEVELOPMENT TAX INCREMENT REVENUE BONDS OF 1991 FUND. The Redevelopment Tax Increment Revenue Bonds of 1991 Fund for 2004 shall consist of all balances at the end of fiscal 2003 available for transfer into said fund and all Harding Street tax increment disbursements from the Auditor, and all other miscellaneous revenues derived from said Fund, all of which does not involve a general tax levy for the City.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES REDEVELOPMENT TAX INCREMENT REVENUE BONDS OF 1991 FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
ALL OTHER REVENUE		
Tax Increment	900,000	2,000,000
Miscellaneous	2,000,000	1,000,000
Interest		
TOTAL	2,900,000	3,000,000

(e) Redevelopment Tax Increment Revenue Bonds of 1990 Fund. The Redevelopment Tax Increment Revenue Bonds of 1990 Fund for 2004 shall consist of all balances at the end of fiscal 2003 available for transfer into said fund and all 86th Street tax increment disbursements from the Auditor, and all other miscellaneous revenues derived from said Fund, all of which does not involve a general tax levy for the City.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES REDEVELOPMENT TAX INCREMENT REVENUE BONDS OF 1990 FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 Through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
ALL OTHER REVENUE		
Tax Increment	1,200,000	2,000,000
Miscellaneous		
Interest	50,000	50,000
TOTAL	1,250,000	2,050,000

(f) AMERIPLEX, INC. DEBT SERVICE FUND. The Ameriplex, Inc. Debt Service Fund for 2004 shall consist of all balances at the end of fiscal 2003 available for transfer into said fund and all Ameriplex tax increment disbursements from the Auditor, and all other miscellaneous revenues derived from said Fund, all of which does not involve a general tax levy for the City.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES AMERIPLEX, INC. DEBT SERVICE FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 Through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
ALL OTHER REVENUE		
Tax Increment	1,050,000	1,000,000
Miscellaneous		
Interest	5,000	5,000
TOTAL	1,055,000	1,005,000

(g) **GOLF TAX INCREMENT REVENUE BONDS OF 1998 FUND.** The Golf Tax Increment Revenue Bonds of 1998 Fund shall consist of all balances at the end of fiscal 2003 available for transfer into said fund, and all tax increment distribution of the Brookville Senour tax district, and all other miscellaneous revenues derived from said Fund, all of which does not involve a general tax levy for the City.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES GOLF TAX INCREMENT REVENUE BONDS OF 1998 FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 Through Dec. 31, 2003	Jan. 01, 2004 through Dec. 31, 2004
ALL OTHER REVENUE		
Tax Increment	520,000	360,000
Transfer to Parks General	-59,000	
Interest	10,500	25,000
TOTAL	471,500	385,000

(h) **96TH STREET TAX INCREMENT FINANCING BONDS OF 2001 FUND.** The 96th Street Tax Increment Financing Bonds of 2001 Fund shall consist of all balances at the end of fiscal 2003 available for transfer into said fund all 96th Street tax increment disbursements from the Auditor, and all other miscellaneous revenues derived from said Fund, all of with does not involve a general tax levy for the City.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES 96TH STREET TAX INCREMENT REFINANCING BONDS OF 2001 FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
ALL OTHER REVENUE		
Tax Increment	2,900,000	2,290,000
Interest	4,500	7,500
TOTAL	2,904,500	2,297,500

(i) **STATE REVOLVING LOAN DEBT SERVICE 1998A FUND.** The State Revolving Loan Debt Service 1998A Fund shall consist of all balances at the end of fiscal 2003 available for transfer into said fund, and a transfer of sewer user fees from Sanitation Liquid Waste General Fund, and all other miscellaneous revenues derived from said Fund, all of which does not involve a general tax levy for the City.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES STATE REVOLVING LOAN DEBT SERVICE 1998A FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
ALL OTHER REVENUE		
Transfer from Sanitation Liquid Waste Fund	842,575	1,686,375
TOTAL	842,575	1,686,375

(j) **STATE REVOLVING LOAN DEBT SERVICE 1998B FUND.** The State Revolving Loan Debt Service 1998B Fund shall consist of all balances at the end of fiscal 2003 available for transfer into said fund, and a transfer of sewer user fees from Sanitation Liquid Waste General Fund, and all other miscellaneous revenues derived from said Fund, all of which does not involve a general tax levy for the City.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES STATE REVOLVING LOAN DEBT SERVICE 1998B FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
ALL OTHER REVENUE		
Transfer from Sanitation Liquid Waste Fund	425,496	840,582
TOTAL	425,496	840,582

(k) **STATE REVOLVING LOAN DEBT SERVICE 2000 FUND.** The State Revolving Loan Debt Service 2000 Fund shall consist of all balances at the end of fiscal 2003 available for transfer into said fund, and a transfer of sewer user fees from Sanitation Liquid Waste General Fund, and all other miscellaneous revenues derived from said Fund, all of which does not involve a general tax levy for the City.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES STATE REVOLVING LOAN DEBT SERVICE 2000 FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
ALL OTHER REVENUE		
Transfer from Sanitation Liquid Waste Fund	1,128,215	2,257,010
TOTAL	1,128,215	2,257,010

(l) **STATE REVOLVING LOAN DEBT SERVICE 2001 FUND.** The State Revolving Loan Debt Service 2001 Fund shall consist of all balances at the end of fiscal 2003 available for transfer into said fund, and a transfer of sewer user fees from Sanitation Liquid Waste General Fund, and all other miscellaneous revenues derived from said Fund, all of which does not involve a general tax levy for the City.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES STATE REVOLVING LOAN DEBT SERVICE 2001 FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 Through Dec. 31, 2003	Jan. 01, 2004 through Dec. 31, 2004
ALL OTHER REVENUE		
Transfer from Sanitation Liquid Waste Fund	1,565,900	3,120,800
TOTAL	1,565,900	3,120,800

(m) **STATE REVOLVING LOAN DEBT SERVICE 2002 FUND.** The State Revolving Loan Debt Service 2002 Fund shall consist of all balances at the end of fiscal 2003 available for transfer into said fund, and a transfer of sewer user fees from Sanitation Liquid Waste General Fund, and all other miscellaneous revenues derived from said Fund, all of which does not involve a general tax levy for the City.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES STATE REVOLVING LOAN DEBT SERVICE 2002 FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 Through Dec. 31, 2003	Jan. 01, 2004 through Dec. 31, 2004
ALL OTHER REVENUE		
Transfer from Sanitation Liquid Waste Fund		3,017,000
TOTAL	0	3,017,000

(n) **REDEVELOPMENT 1999 BOND ANTICIPATION NOTE TAKEOUT FUND.** The Redevelopment 1999 Bond Anticipation Note Takeout Fund, to finance additional construction related to Circle Centre Mall, shall consist of all balances at the end of fiscal 2003 available for transfer into said fund, and a portion of the Circle Centre Mall tax increment disbursements from the Auditor, all of which does not involve a general tax levy for the City.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES REDEVELOPMENT 1999 BOND ANTICIPATION NOTE TAKEOUT FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 Through Dec. 31, 2003	Jan. 01, 2004 through Dec. 31, 2004
ALL OTHER REVENUE		
Tax Increment	3,000,000	3,000,000
TOTAL	3,000,000	3,000,000

(o) **REDEVELOPMENT 1999 REVENUE BONDS SERIES A FUND.** The Redevelopment 1999 Revenue Bonds Series A Fund, also known as the Cumulative Bonds of 99 Fund for the construction of Fire Station 14, Downtown Canal improvements, and Glendale Mall expansion, shall consist of all balances at the end of fiscal 2003 available for transfer into said fund, and a transfer from the Redevelopment District Sinking Fund, all of which does not involve a general tax levy for the City.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES REDEVELOPMENT 1999 REVENUE BONDS, SERIES A FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 through Dec. 31, 2003	Jan. 01, 2004 through Dec. 31, 2004
ALL OTHER REVENUE		
Transfer from City Cumulative Fund		2,300,000
Transfer from Redevelopment Debt Service Fund	1,158,500	
TOTAL	1,158,500	2,300,000

(p) **REDEVELOPMENT 2002 REVENUE BONDS, REFUNDING.** The Redevelopment 2002 Revenue Bonds for infrastructure improvements at the Keystone Enterprise Park, shall consist of all balances at the end of fiscal 2003 available for transfer into said fund, and a transfer from the County Cumulative Fund, all of which does not involve a general tax levy for the City.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES REDEVELOPMENT 2002 REVENUE BONDS, (REFUNDING) FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 through Dec. 31, 2003	Jan. 01, 2004 through Dec. 31, 2004
ALL OTHER REVENUE		
Transfer from County Cumulative Fund		510,000
TOTAL	0	510,000

(q) **SECTION 108 REVENUE BOND FUND.** The Section 108 Revenue Bond Fund for infrastructure improvements at the Keystone Enterprise Park, shall consist of all balances at the end of fiscal 2003 available for transfer into said fund, and a transfer from the Department of Metropolitan Development Community Development Block Grant Fund, all of which does not involve a general tax levy for the City.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES SECTION 108 REVENUE BOND FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 through Dec. 31, 2003	Jan. 01, 2004 through Dec. 31, 2004
ALL OTHER REVENUE		
Transfer from DMD CDBG Fund		600,000
TOTAL	0	600,000

(r) **2002A REDEVELOPMENT REFUNDING OF 1992 BOND FUND.** The 2002A Redevelopment Refunding of 1992 Bond Fund for original financing of construction related to Circle Centre Mall, shall consist of all balances at the end of fiscal 2003 available for transfer into said fund, and a portion of the Circle Centre Mall tax increment disbursements from the Auditor, all of which does not involve a general tax levy for the City.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES 2002A REDEVELOPMENT REFUNDING OF 1992 BOND FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 through Dec. 31, 2003	Jan. 01, 2004 through Dec. 31, 2004
ALL OTHER REVENUE		
Tax Increment		8,501,000
TOTAL	0	8,501,000

(s) **2002B REDEVELOPMENT REFUNDING OF 1992 BOND FUND.** The 2002B Redevelopment Refunding of 1992 Bond Fund for original financing of construction related to Circle Centre Mall, shall consist of all balances at the end of fiscal 2003 available for transfer into said fund, and a portion of the Circle Centre Mall tax increment disbursements from the Auditor, all of which does not involve a general tax levy for the City.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES 2002B REDEVELOPMENT REFUNDING OF 1992 BOND FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 through Dec. 31, 2003	Jan. 01, 2004 through Dec. 31, 2004
ALL OTHER REVENUE		
Tax Increment		1,500,000
TOTAL	0	1,500,000

(t) FLOOD CONTROL DISTRICT SINKING FUND. The Flood Control District Sinking Fund shall consist of all balances at the end of fiscal 2003 available for transfer into said fund, and a transfer of storm water user fees from Storm Water Management General Fund, and all other miscellaneous revenues derived from said Fund, all of which does not involve a general tax levy for the City.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES FLOOD CONTROL DISTRICT SINKING FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 Through Dec. 31, 2003	Jan. 01, 2004 through Dec. 31, 2004
ALL OTHER REVENUE		
Miscellaneous	3,500	0
Transfer from Stormwater Management	2,668,457	5,810,234
TOTAL	2,671,957	5,810,234

SECTION 3. In accordance with law, the appropriations and allocations of revenues are summarized as follows:

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES TRANSPORTATION REVENUE BONDS OF 2001 FUND (1992 REFUND)		
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	275,365	275,365
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	4,768,475	4,768,475
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	4,768,475	4,768,475
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	4,800,000	4,800,000
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	4,800,000	4,800,000
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	306,890	306,890
10. Total budget estimate for January 1 to December 31 of incoming year	4,758,325	4,758,325
11. Miscellaneous revenue for January 1 to December 31 of incoming year	4,800,000	4,800,000
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	348,565	348,565
14. Estimated December 31 cash balance, of incoming year	348,565	348,565

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES GOLF REVENUE BONDS OF 1996 FUND		
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	575,885	575,885
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	250,000	250,000
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	250,000	250,000
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	137,000	137,000
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	137,000	137,000
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	462,885	462,885
10. Total budget estimate for January 1 to December 31 of incoming year	308,153	308,153
11. Miscellaneous revenue for January 1 to December 31 of incoming year	400,000	400,000
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	554,732	554,732
14. Estimated December 31 cash balance, of incoming year	554,732	554,732

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES REDEVELOPMENT TAX INCREMENT REVENUE BONDS OF 1992 FUND		
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	1,643,232	1,643,232
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	19,240,218	19,240,218
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	19,240,218	19,240,218
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	22,367,500	22,367,500
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	22,367,500	22,367,500
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	4,770,514	4,770,514
10. Total budget estimate for January 1 to December 31 of incoming year	12,103,408	12,103,408
11. Miscellaneous revenue for January 1 to December 31 of incoming year	13,050,000	13,050,000
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	5,717,106	5,717,106
14. Estimated December 31 cash balance, of incoming year	5,717,106	5,717,106

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES REDEVELOPMENT TAX INCREMENT REVENUE BONDS OF 1991 FUND		
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	1,353,960	1,353,960
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	2,959,276	2,959,276
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	2,959,276	2,959,276
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	2,900,000	2,900,000
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	2,900,000	2,900,000
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	1,294,684	1,294,684
10. Total budget estimate for January 1 to December 31 of incoming year	3,140,300	3,140,300
11. Miscellaneous revenue for January 1 to December 31 of incoming year	3,000,000	3,000,000
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	1,154,384	1,154,384
14. Estimated December 31 cash balance, of incoming year	1,154,384	1,154,384

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES REDEVELOPMENT TAX INCREMENT REVENUE BONDS OF 1990 FUND		
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	3,207,041	3,207,041
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	3,397,896	3,397,896
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	3,397,896	3,397,896
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	1,250,000	1,250,000
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	1,250,000	1,250,000
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	1,059,145	1,059,145
10. Total budget estimate for January 1 to December 31 of incoming year	2,920,000	2,920,000
11. Miscellaneous revenue for January 1 to December 31 of incoming year	2,050,000	2,050,000
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	189,145	189,145
14. Estimated December 31 cash balance, of incoming year	189,145	189,145

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES AMERIPLEX, INC. DEBT SERVICE FUND		
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	374,758	374,758
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	462,394	462,394
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	462,394	462,394
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	1,055,000	1,055,000
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	1,055,000	1,055,000
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	967,364	967,364
10. Total budget estimate for January 1 to December 31 of incoming year	999,998	999,998
11. Miscellaneous revenue for January 1 to December 31 of incoming year	1,005,000	1,005,000
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	972,366	972,366
14. Estimated December 31 cash balance, of incoming year	972,366	972,366

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES GOLF TAX INCREMENT REVENUE BONDS OF 1998 FUND		
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	1,144,449	1,144,449
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	321,803	321,803
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	321,803	321,803
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	471,500	471,500
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	471,500	471,500
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	1,294,146	1,294,146
10. Total budget estimate for January 1 to December 31 of incoming year	356,798	356,798
11. Miscellaneous revenue for January 1 to December 31 of incoming year	385,000	385,000
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	1,322,348	1,322,348
14. Estimated December 31 cash balance, of incoming year	1,322,348	1,322,348

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES 96 TH STREET TAX INCREMENT FINANCING BONDS OF 2001 FUND		
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	4,184,473	4,184,473
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	1,834,739	1,834,739
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	1,834,739	1,834,739
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	2,904,500	2,904,500
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	2,904,500	2,904,500
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	5,254,234	5,254,234
10. Total budget estimate for January 1 to December 31 of incoming year	1,966,798	1,966,798
11. Miscellaneous revenue for January 1 to December 31 of incoming year	2,297,500	2,297,500
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	5,584,936	5,584,936
14. Estimated December 31 cash balance, of incoming year	5,584,936	5,584,936

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES STATE REVOLVING LOAN DEBT SERVICE 1998A FUND		
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	542,273	542,273
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	812,485	812,485
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	812,485	812,485
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	842,575	842,575
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	842,575	842,575
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	572,363	572,363
10. Total budget estimate for January 1 to December 31 of incoming year	1,686,375	1,686,375
11. Miscellaneous revenue for January 1 to December 31 of incoming year	1,686,375	1,686,375
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	572,363	572,363
14. Estimated December 31 cash balance, of incoming year	572,363	572,363

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES STATE REVOLVING LOAN DEBT SERVICE 1998B FUND		
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	176,561	176,561
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	425,496	425,496
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	425,496	425,496
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	425,496	425,496
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	425,496	425,496
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	176,561	176,561
10. Total budget estimate for January 1 to December 31 of incoming year	840,582	840,582
11. Miscellaneous revenue for January 1 to December 31 of incoming year	840,582	840,582
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	176,561	176,561
14. Estimated December 31 cash balance, of incoming year	176,561	176,561

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES STATE REVOLVING LOAN DEBT SERVICE 2000 FUND		
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	895,013	895,013
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	1,128,215	1,128,215
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	1,128,215	1,128,215
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	1,128,215	1,128,215
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	1,128,215	1,128,215
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	895,013	895,013
10. Total budget estimate for January 1 to December 31 of incoming year	2,257,010	2,257,010
11. Miscellaneous revenue for January 1 to December 31 of incoming year	2,257,010	2,257,010
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	895,013	895,013
14. Estimated December 31 cash balance, of incoming year	895,013	895,013

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES STATE REVOLVING LOAN DEBT SERVICE 2001 FUND		
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	1,353,206	1,353,206
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	1,561,900	1,561,900
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	1,561,900	1,561,900
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	1,565,900	1,565,900
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	1,565,900	1,565,900
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	1,357,206	1,357,206
10. Total budget estimate for January 1 to December 31 of incoming year	3,120,800	3,120,800
11. Miscellaneous revenue for January 1 to December 31 of incoming year	3,120,800	3,120,800
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	1,357,206	1,357,206
14. Estimated December 31 cash balance, of incoming year	1,357,206	1,357,206

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES STATE REVOLVING LOAN DEBT SERVICE 2002 FUND		
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	0	0
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	0	0
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	0	0
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	0	0
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	0	0
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	0	0
10. Total budget estimate for January 1 to December 31 of incoming year	3,017,000	3,017,000
11. Miscellaneous revenue for January 1 to December 31 of incoming year	3,017,000	3,017,000
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	0	0
14. Estimated December 31 cash balance, of incoming year	0	0

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES REDEVELOPMENT 1999 BOND ANTICIPATION NOTE TAKEOUT FUND		
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	3,207,040	3,207,040
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	3,397,060	3,397,060
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	3,397,060	3,397,060
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	3,000,000	3,000,000
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	3,000,000	3,000,000
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	2,809,980	2,809,980
10. Total budget estimate for January 1 to December 31 of incoming year	3,228,110	3,228,110
11. Miscellaneous revenue for January 1 to December 31 of incoming year	3,000,000	3,000,000
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	2,581,870	2,581,870
14. Estimated December 31 cash balance, of incoming year	2,581,870	2,581,870

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES REDEVELOPMENT 1999 REVENUE BONDS, SERIES A FUND		
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	1,191,424	1,191,424
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	1,158,500	1,158,500
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	1,158,500	1,158,500
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	1,158,500	1,158,500
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	1,158,500	1,158,500
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	1,191,424	1,191,424
10. Total budget estimate for January 1 to December 31 of incoming year	2,319,750	2,319,750
11. Miscellaneous revenue for January 1 to December 31 of incoming year	2,300,000	2,300,000
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	1,171,674	1,171,674
14. Estimated December 31 cash balance, of incoming year	1,171,674	1,171,674

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES REDEVELOPMENT 2002 REVENUE BONDS (REFUNDING)		
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	0	0
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	0	0
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	0	0
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	0	0
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	0	0
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	0	0
10. Total budget estimate for January 1 to December 31 of incoming year	510,000	510,000
11. Miscellaneous revenue for January 1 to December 31 of incoming year	510,000	510,000
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	0	0
14. Estimated December 31 cash balance, of incoming year	0	0

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES SECTION 108 REVENUE BOND FUND		
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	0	0
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	0	0
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	0	0
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	0	0
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	0	0
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	0	0
10. Total budget estimate for January 1 to December 31 of incoming year	600,000	600,000
11. Miscellaneous revenue for January 1 to December 31 of incoming year	600,000	600,000
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	0	0
14. Estimated December 31 cash balance, of incoming year	0	0

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES 2002A REDEVELOPMENT REFUNDING OF 1992		
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	0	0
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	0	0
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	0	0
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	0	0
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	0	0
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	0	0
10. Total budget estimate for January 1 to December 31 of incoming year	8,300,273	8,300,273
11. Miscellaneous revenue for January 1 to December 31 of incoming year	8,501,000	8,501,000
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	200,727	200,727
14. Estimated December 31 cash balance, of incoming year	200,727	200,727

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES 2002B REDEVELOPMENT REFUNDING OF 1992		
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	0	0
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	0	0
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	0	0
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	0	0
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	0	0
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	0	0
10. Total budget estimate for January 1 to December 31 of incoming year	1,445,930	1,445,930
11. Miscellaneous revenue for January 1 to December 31 of incoming year	1,500,000	1,500,000
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	54,070	54,070
14. Estimated December 31 cash balance, of incoming year	54,070	54,070

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES FLOOD CONTROL DISTRICT SINKING FUND		
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	1,746,242	1,746,242
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	4,417,809	4,417,809
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	4,417,809	4,417,809
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	2,671,957	2,671,957
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	2,671,957	2,671,957
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	390	390
10. Total budget estimate for January 1 to December 31 of incoming year	5,740,234	5,740,234
11. Miscellaneous revenue for January 1 to December 31 of incoming year	5,812,734	5,812,734
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	72,890	72,890
14. Estimated December 31 cash balance, of incoming year	72,890	72,890

SECTION 4. This ordinance shall be in full force and effect beginning January 1, 2004, after passage by the City-County Council, approval by the Mayor, and approval by the Tax Boards as required by law.

PROPOSAL NO. 476, 2003. Councillor Coonrod reported that Proposal No. 476, 2003 was heard by the Administration and Finance Committee on September 9, 2003, the Metropolitan Development Committee on September 8, 2003, the Parks and Recreation Committee on September 11, 2003, the Public Safety and Criminal Justice on September 10 and 15, 2003, and the Public Works Committee on September 4, 2003. The proposal, sponsored by Councillors Coughenour and Boyd, authorizes the payment of certain dues for the city and county offices and agencies. Councillor Coonrod said that the proposal was amended by the Administration and Finance, Parks and Recreation, and Public Works Committees. By differing votes, Committees recommended the proposal to the full Council with the recommendation that it do pass as amended. Councillor Coonrod moved, seconded by Councillor Coughenour, for adoption. Proposal No. 476, 2003, as amended, was adopted on the following roll call vote; viz:

21 YEAS: Bainbridge, Black, Borst, Boyd, Brents, Cockrum, Coughenour, Douglas, Gibson, Gray, Horseman, Knox, Langsford, McWhirter, Moriarty Adams, Nytes, Sanders, Short, Soards, Talley, Tilford

7 NAYS: Bradford, Coonrod, Dowden, Frick, Massie, Schneider, Smith

1 NOT VOTING: Conley

Proposal No. 476, 2003, as amended, was retitled FISCAL ORDINANCE NO. 111, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 111, 2003

A FISCAL ORDINANCE authorizing the payment of certain dues for the City and County.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Authorization of Dues and Memberships.

In accordance with Sec. 181-602 of the Revised Code of the Consolidated City and County, the respective officials are authorized to pay dues in the following associations to the extent of available appropriations therefor:

ADMINISTRATION

- American Institute of Certified Public Accountants
- American Payroll Association
- Association of Equipment Management Professionals
- Association of Government Accountants
- Central Indiana American Society for Training and Development
- Central Indiana Clean Cities Alliance
- Compensation and Benefits Professionals of Indiana
- Domestic Violence Network of Indianapolis
- Executive Women International
- Government Finance Officers Association
- Government Solutions
- Hoosier Minority Chamber of Commerce
- Hoosier Safety Council
- Human Resource Association of Central Indiana
- Indiana Affirmative Action Association
- Indiana Association of Cities & Towns
- Indiana CPA Society
- Indiana Consortium/Human Relations
- Indiana Employers Quality Health Alliance
- Indiana Notary Association
- Indiana Notary Service & Bonding Company
- Indiana Regional Minority Supplier Development Council
- Indiana Recycling Coalition
- Indiana Workers Compensation In.
- Indianapolis Hispanic Chamber of Commerce
- Institute of Internal Auditors
- International Association of Official Human Rights Agencies
- International Municipal Lawyers Association
- International Personnel Management Association
- Metropolitan Mayor's Alliance
- National Association of Charter School Authorizers
- National Association of Counties
- National Association of Fleet Administration
- National Association of Telecommunication Officers & Advisors
- National Fire Protection Agency
- National Institute of Government Purchasing
- National Institute of Government Purchasing - Indiana Chapter
- National League of Cities
- Public Risk & Insurance Management Association
- Service Technicians Society
- Sister Cities International
- Society for Human Resource Management
- State and Local Government Benefits Association
- Toastmasters International
- U.S. Conference of Mayors
- WorldatWork

METROPOLITAN DEVELOPMENT

- American Chemical Society
- American Metropolitan Planning Organizations
- American Planning Association
- American Public Works Association

American Society Of Testing And Materials
Association of Major City Building Officials
Association of State Floodplain Managers
Builders Association of Greater Indianapolis
Building Officials for Code Administration
Community Alliance Far Eastside
Enterprise Content Management Association (AIIM International)
Indiana Association of Building Officials, Inc.
Indiana Association for Community Economic Development
Indiana Association of Electrical Inspectors
Indiana Association for Floodplain and Storm-Water Management
Indiana High Speed Rail Association
Indiana Historical Society
Indiana Planning Association
Indianapolis Chamber of Commerce
Indianapolis Neighborhood Resource Center
International Association of Electrical Inspectors
International Economic Development Council
International Right of Way Association
Metropolitan Indianapolis Board of Realtors
National Alliance of Preservation Commissions
National Association of Housing & Redevelopment Officials
National Association of Housing & Redevelopment Officials - Indiana Chapter
National Association of Local Government Environmental Professionals
National Brownfields Association
National Fire Protection Association
National Leased Housing Association
National Main Street Center
National Trust for Historic Preservation
Neighborhoods USA
Refrigeration Service Engineers

PARKS AND RECREATION

After-school Coalition of Indianapolis (ISAC)
Amateur Boxing Association
Amateur Hockey Association
Amateur Softball Association
American Academy for Parks and Recreation Administration
American Association of Botanical Gardens and Arboretums
American Bicycling Association
American Camping Association
American Horticultural Society
American Society of Consulting Arborists
Bicycle Racing Indiana/Kentucky
Black Coaches Association
Boy Scouts of America - Crossroads of America Council
Central Indiana Association of Volunteer Administrators
City Parks Alliance
Hoosier Association of Science Teachers
Indiana Arborists Association
Indiana Association of Nurserymen
Indiana Native Plant and Wildflower Society
Indiana Nursery and Landscape Association
Indiana Park and Recreation Association
Indiana Professional Landscape and Lawn Care Association
Indiana School-Age Consortium
Indiana Urban Forestry Council
Indiana Youth Soccer Association
International Society of Arboriculture
Midwest Regional Turf Foundation
National Alliance for Youth Sports
National Association for Environmental Education (NAEE)
National Association of County Park and Recreation Officials
National Association of Interpreters
National Community Education Association (NCEA)
National Parks Conservation Association

National Recreation and Park Association
National Youth Sports Coaches Association
Professional Golfers Association of America
Society of Municipal Arborists
The Roundtable Associates, Inc.
United States Amateur Soccer Association
United States Cycling Federation
United States Golf Association

PUBLIC SAFETY

AFIS Internet, Inc
American Association of Police Polygraph
American Humane Association
American Jail Association
American Polygraph Association
Association Public Safety Communications Officers
Central Weights and Measures Association
Dive Rescue International
Divers Alert Network
Domestic Violence Network
Emergency Management Alliance (EMA)
Fire Department Safety Officer's Association
Fire Department Training Network
Fire Inspectors Association of Indiana
Indiana Association of Chiefs of Police
Indiana Association of Inspectors of Weights and Measures
Indiana Coalition Against Domestic Violence
Indiana Coalition Against Sexual Assault
Indiana Polygraph Association
Indiana Victim Assistance Network
Indianapolis Convention & Visitors Bureau
International Association for Identification
International Association of Chiefs of Police
International Association of Dive Rescue Specialist
International Association of Emergency Managers (IAEM)
International Association of Fire Chiefs
International Association of Fire Investigators
International Code Council
International Conference of Police Chaplains
Law Enforcement Intelligence Unit
Major Cities Chiefs
Marion County Fire Chiefs' Association
National Animal Control Association
National Association for Civilian Oversight of Law Enforcement
National Association of Bunco Investigations
National Association of EMS Educators
National Association of Fleet Administrators
National Association of Search and Rescue
National Association of Underwater Instructors
National Center for Victims of Crime
National Conference on Weights and Measures
National Executive Institute Association
National Fire Protection Association
National Institute of Governmental Purchasing
National Tactical Officers Association
Police Executive Research Forum
Society for Human Resource Management
Society of Animal Welfare Administrators

PUBLIC WORKS

Academy of Certified Hard Materials
Air & Waste Management Association
American Institute of Chemical Engineers
American Planning Association
American Public Works Association
American Society for Testing Materials

American Society for Training and Development, Inc. (Central Indiana)
American Society of Civil Engineers
Appraisal Institute
Association for Government Accountants
Association of Metropolitan Sewage Agencies
Combined Sewer Overflow Partnership
Geospatial Information & Technology Association
Indiana Association of County Engineers
Institute of Hazardous Materials Management
Institute of Transportation Engineers
International Municipal Signal Association
Metropolitan Indianapolis Board of Realtors
Municipal Waste Management Association
National Association of Americans with Disabilities Act Coordinators
National Association of Safety Professionals
National Association of Sewer Service Companies
National Ground Water Association
National Institute of Governmental Purchasing
National Notary Association
National Organization on Disability
National Safety Council
Public Relations Society of America (PRSA)
Society of Women Engineers
Solid Waste Association of North America
Transportation Research Board
Urban and Regional Information Systems Association
Water Environment Federation

COUNTY AUDITOR

American Institute of Certified Public Accountants
American Management Association
American Payroll Association
Association of Indiana Counties, Inc.
Employers Forum
Government Finance Officers' Association
Indiana Assessor's Association
Indiana Association of County Councils

Indiana Association of County Commissioners
Indiana Auditors' Association
Indiana Certified Public Accountants Society
Indiana Government Finance Officers' Association
National Criminal Justice Association
National Association of Counties
Public Risk Management Association
State and Local Government Benefits Association

COUNTY COMMISSIONERS

Employee Services Management, Central Indiana Chapter
Greater Indianapolis Employers Against Domestic Violence
Human Resources Association of Central Indiana
Indiana Association of County Commissioners
Society for Human Resource Management

COUNTY TREASURER

Association of Indiana Counties
Central Indiana Cash Management Association
Government Finance Officers Association
Indiana County Treasurer's Association
Indiana Government Finance Officers Association
Municipal Treasurers' Association
National Associations of County Treasurers and Finance Officers

CLERK OF CIRCUIT COURT

Association of Indiana Clerks of Circuit Court
Association of Indiana Counties

International Association of Clerks, Recorders, Election Officials and Treasurers
National Association of Counties
National association of Clerks and Recorders
The Election Center

COUNTY RECORDER

Association of Indiana Counties
Indiana Recorders' Association
International Association of Clerks, Recorders,
National Association of County Clerks and Recorders
Property Records Industry Joint Task Force

COUNTY EXTENSION SERVICE

Association for Supervision and Curriculum Development
The American Dietetics Association
The Community Development Society
Farm Bureau Insurance
Indiana Agricultural Leadership Institute
Indiana Association of School Age Child Care
Indiana Extension Agents' Association
Irrigation Association
Indianapolis Chamber of Commerce
National Association of County Agricultural Agents
National Association of Extension Home Economists
National Association of Extension 4-H Agents
National Science Teachers Association
Sam's Club

COUNTY SURVEYOR

American Congress on Surveying and Mapping
AM/FM International
Central Indiana Chapter of ISPLS
County Surveyors' Association
International Right-of-Way Association
National Association of County Surveyors
Professional Engineers and Land Surveyors
IN-KY-OH Chapter, Automated Mapping and Facility Management
Indiana Society of Professional Land Surveyors
Urisa

COUNTY SHERIFF

American Correctional Association
American Polygraph Association
American Society of Law Enforcement Trainers
Associated Public Safety Communications Officers, Inc.
Community Service Council
Domestic Violence Network of Greater Indianapolis
Government Finance Officers Association
Indiana Association of Chiefs of Police
Indiana Correctional Association
Indiana Polygraph Association
Indiana Sheriffs' Association
Indiana State Board of Health
Indianapolis Chamber of Commerce
International AFIS Users Association (NEC)
International Arson Association
International Association of Bomb Investigators
International Association of Identification Officer
International Conference of Police Chaplains
International Chiefs of Police
International Narcotics Enforcement Association
International Television Association
Internet, Inc.
Law Enforcement Intelligence Unit
Magoclen Intelligence Association
Major County Sheriff's Association

Midwest Gang Investigator's Association
National Association of Fleet Administrators, Inc.
National Bunko Investigator's Association
National Rifle Association (The)
National Sheriffs' Association
Personnel Association of Indianapolis
Professional Photographers' Association
The Spotlight Newspaper

COUNTY CORONER

American Academy of Forensic Sciences, Inc.
Association of Indiana Counties
Indiana Coroners' Association
International Association of Coroners and Medical Examiners
International Association for Identification (Indiana Chapter)
International Homicide Investigators Association
International Reference Organization in Forensic Medicine (INFORM)
National Association of Chiefs of Police
National Association of Counties
National Association of Medical Examiners

COUNTY PROSECUTOR

Association of Government Attorneys in Capital Litigation
Association of Indiana Prosecuting Attorneys
Community Service Council
Domestic Violence Network
Eastern Regional Interstate Child Support Association (ERICSA)
Indiana Victim Assistance Network
Indianapolis Bar Association
International Association of Chiefs of Police
Marion County Council on Adolescent Pregnancy
National Association of Chiefs of Police
National Child Support Enforcement Association
National Council on Crime & Delinquency
National District Attorneys' Association
National Victim Center
Public Relations Society of America

MARION COUNTY COMMUNITY CORRECTIONS AGENCY

American Correctional Association
American Jail Association
Association of Indiana Counties
Indiana Correctional Association
Indiana Association of Community Corrections Act Counties (IACCAC)
National Association of Counties

ASSESSORS

AM/FM International
American Society of Surveyors and Mappers
Association of Indiana Counties
Central Indiana Autocad Users Alliance
Generation 5 Users Group (National)
GEO/SQL Users Group - Midwest Region
IN-KY-OH Chapter, Automated Mapping and Facility Management
Indiana Assessors' Association
Indiana County Assessors' Association
International Association of Assessing Officials
International Association of Assessing Officials (Indiana Chapter)
National Association of Counties
National Association of Independent Fee Appraisers
North Central Regional Association of Assessing Officers
Urban and Regional Information Systems Association

METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY

Association of Public Safety Communications Officials International, Inc.
PRI Users Group

Motorola Data Users Group
Motorola Trunked Users Group
National Emergency Number Association
National Institute of Governmental Purchasing Inc.
STATAGY (Stratus Users Group)
Tiburon Users Group

PUBLIC WELFARE

American Public Welfare Association
Child Abuse and Neglect Council of Marion County
Family Support Center
Indiana State Association of County Welfare Directors
National Center for the Prevention of Child Abuse - Indiana Chapter
National Welfare Fraud Association

INFORMATION SERVICES AGENCY

Association of Government Accountants
American Management Association
Association for Information and Image Management
Avaya Users Group
FAMIS User Group
Government Finance Officers Association
Government Management Information Systems
Government Technology Association
Information Management Affiliates-IU School of Business
Metropolitan Information Exchange
Microsoft Development Network
Public Technology, Inc.
Society for Information Management
Specialty Technical Publishing
Urban & regional Information Systems Association

JUDICIARY

Academy of Family Mediators
American Association of Law Libraries
American Bar Association
American Correctional Association
America Correctional Training
American Court Alcohol and Drug Coalition
American Inn of the Court
American Judges Association
American Judicature Society
American Management Association
American Probation and Parole Association
American Trial Lawyers' Association
Association of Family and Conciliation Courts
Central Indiana Area Library Services Authority
Child Abuse and Neglect Council
Correctional Accreditation Managers Association
Court Alcohol & Drug Coalition
Domestic Violence Network
Human Resource Association of Central Indiana
Humane Association
Indiana Association of Mediators
Indiana Correctional Association
Indiana Council of Juvenile and Family Court Judges
Indiana Counseling Association on Alcohol and Drug Abuse
Indiana Court Coalition of Alcohol and Drug Services
Indiana Judges' Association
Indiana Public Defender Council-Case Update
Indiana State Bar Association
Indiana Supreme Court Disciplinary Commission
Indiana Trial Lawyers' Association
Indianapolis American Inn of Court
Indianapolis Bar Association
Indianapolis Substance Abuse Forum

Institute for Court Management
International Association of Family Law
Marion County Bar Association
Marion County Juvenile Delinquency Prevention Council
Mediation Association of Indiana
National Association of Community Service Sentencing
National Association for Court Management
National Association of Pretrial Services Agencies
National Association of Social Workers
National Association for Victims' Assistance
National Association of Women Judges
National Bar Association
National Council on Family Relations
National Council of Juvenile and Family Court Judges
National Council on Crime and Delinquency
National CASA Association
National College of Probate Judges
National Criminal Justice Association
National Institute for Trial Advocacy
National Juvenile Detention Association
National Legal Aid and Defenders' Association
National Reciprocal and Family Support Enforcement Association
Ohio Regional Association of Law Libraries
P.A.C.E.
Probation Officers Professional Association of Indiana, Inc.
Society for Human Resource

FORENSIC SERVICES AGENCY

American Academy of Forensic Sciences (AAFS)
American Board of Forensic Document Examiners
American Society for Quality (ASQ)
American Society of Crime Laboratory Directors (ASCLD)
American Society of Testing and Materials (ASTM)
American Society of Questioned Document Examiners (ASQDE)
Association of Firearms & Toolmark Examiners (AFTE)
Association of Forensic Quality Assurance Managers
Biological Photographer's Association (BPA)
British Forensic Science Society (BFSS)
California Association of Criminalists (CAC)
Canadian Society of Forensic Sciences (CSFS)
Clandestine Laboratory Investigating Chemists (CLIC)
Integrated Ballistics Identification System Int'l Users Group (IBIS – IUG)
International Association of Bloodstain Pattern Analysts (IABPA)
International Association of Arson Investigators (IAAI)
International Personnel Management Association
International Wound Ballistics Association (IWBA)
International Association of Identification (IAI) & Indiana Division (IAI)
International Cartridge Collectors' Association (ICCA)
Mid-Atlantic Association of Forensic Science (MAAFS)
Midwestern Association of Forensic Sciences (MAFS)
National Automatic Pistol Collectors' Association (NAPCA)
National Fire Protection Association (NFPA)
National Rifle Association (NRA)
Northeastern Association of Forensic Scientists (NEAFS)
Northwestern Association of Forensic Scientists (NWAFFS)
Society for Human Resource Management
Southern Association of Forensic Scientists (SAFS)
Southern California Association of Fingerprint Officers (SCAFO)
Southwestern Association of Forensic Scientists (SWAFS)

PUBLIC DEFENDER AGENCY

American Court Alcohol and Drug Coalition
American Trial Lawyers' Association
American Management Association
American Society for Training and Development
American Bar Association

Association of Indiana Counties
Association of Government Attorneys in Capital Litigation
Central Indiana American Society for Training and Development
Chamber of Commerce
Court Alcohol & Drug Coalition
Domestic Violence Network
Indiana Trial Lawyers' Association
Indiana Association of Criminal Defense Lawyers (IACDL)
Indiana Bar Association
Indiana Public Defender Council-Case Update
Indiana Municipal Lawyers Association
Indianapolis Hispanic Chamber of Commerce
Indianapolis Bar Association
Marion County Bar Association
National Association of Counties
National Legal Aid and Defenders Association
National Bar Association
National Criminal Justice Association
National Association of Criminal Defense Lawyers
National Criminal Defense Lawyers
National Legal Aid & Defender Association (NLADA)
National Defender Investigator Association
Notary Public
P.A.C.E.
Public Relations Society of America

VOTERS REGISTRATION

Indiana Voter Registration Association, Inc.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 465, 2003. Councillor Coonrod reported that Proposal No. 465, 2003 was heard by the Administration and Finance Committee on September 9, 2003, the Metropolitan Development Committee on September 8, 2003, the Parks and Recreation Committee on September 11, 2003, the Public Safety and Criminal Justice Committee on September 10, 2003, and the Public Works Committee on September 4, 2003. The proposal, sponsored by Councillors Coughenour and Boyd, adopts the annual budget for 2004 for the Consolidated City appropriating \$245,752,767. The proposal was amended by the Administration and Finance and Public Safety and Criminal Justice Committees. By majority votes, the Committees reported the proposal to the full Council with the recommendation that it do pass as amended.

Councillor Nytes made the following motion:

Mr. President:

We respectfully move two (2) amendments to Proposal No. 465, 2003, as follows below.

First Amendment

In SECTION 1, subsection (k) of the Proposal, the Council shall approve the highlighted figures which appear in the portions reprinted below, rather than those figures which resulted from a prior amendment.

DEPARTMENT OF PUBLIC SAFETY		CONSOLIDATED COUNTY FUND	
Police Division			
1.	Personal Services	10,110,672	10,110,672
2.	Supplies	686,007	686,007
3.	Other Services and Charges	727,996	727,996
4.	Capital Outlay	75,000	75,000
5.	Internal Charges	0	0
TOTAL		11,599,675	11,599,675

Second Amendment

The amendment that was made in committee to SECTION 3 of the Proposal, which added an appropriation restricted to payment to Marion County for dispatch services, shall be deleted and the SECTION shall be amended to read as follows:

SECTION 3. Restricted Appropriations. The following items of appropriation are appropriated only for, and limited to, the specific uses as stated:

(The Mayor requested none.)

SIGNED:

Rozelle Boyd, Minority Leader
 Elwood Black
 Maggie Brents
 Lonnell Conley
 William Douglas
 Ron Gibson
 Monroe Gray, Jr.
 Karen Celestino Horseman
 Harvey Knox
 Mary Moriarty Adams
 Jackie Nytes
 Joanne Sanders
 Frank T. Short
 Steve Talley

Councillor Talley seconded the motion. Councillor Nytes said that she believes the City has done more than their fair share to help take care of the Arrestee Processing Center (APC). She said that she has been looking for ways for the County to pick up more of this cost, and therefore, she is moving that Character 01 be amended back to its original number as introduced, nullifying the amendment made in the Public Safety and Criminal Justice Committee.

Councillor Coonrod said that various City and County agencies had to cooperate in order to staff the APC. A number of positions ended up being filled by City police officers. However, throughout these discussions, even though these were City employees paid by the City, the notion arose that the County ought to reimburse the City for those employees in the APC. There was difficulty in agreeing to that, because the County did not have the money to do so. The City therefore decided to stop paying the Sheriff to provide dispatchers for the 9-1-1 system. The County could not afford to pay these dispatchers either. The Public Safety Committee was therefore faced with a situation of an un-funded 9-1-1 system. The amendment made in Committee funds 9-1-1 by earmarking an appropriation from the Police Service District to be usable by that district only if the 9-1-1 fees were paid by the City to the County. That, however, would have put a hole in the Police budget, so the Committee identified reserve funds in the Police Service District. He said this proposed amendment to further reduce the County budget does not seem to address these problems, and if there are specific line items that can be reduced,

he would support those. He said that by putting 9-1-1 at risk without identifying up front other cuts that can be made to the County budget is not what constituents would want.

Councillor Dowden said that there has been an agreement over the years that the 9-1-1 system is extremely vital to public safety, and the Sheriff dispatches the police agencies and the Indianapolis Fire Department (IFD) dispatches medical and fire services. In return, the townships and other agencies reimburse the Sheriff and IFD for those dispatches. He said that there was much discussion about who would manage the APC, and the money is not coming from the City General Fund, but is coming from the County-wide Consolidated County Fund. The City decided to reimburse themselves for the staffing of the APC by not paying their share of the 9-1-1 dispatch, which is a gross error.

Councillor Schneider said that he commends Councillor Coonrod for finding a solution to this problem and it is important to keep the APC funded to address the overcrowding issue, as well as continuing to make sure someone is there to answer a 9-1-1 call. He said that it makes perfect sense to shift resources to another area that does not have the resources to give, and this amendment would undue the solution that has been offered.

Councillor Horseman said that this is not an issue of doing away with 9-1-1. When the APC was initiated, it was billed as the solution to the overcrowding issue, but this has not been the case, and there is a \$12 million obligation to construct the facility, in addition to the \$7 million annual operating costs. No one can tell the Council how the APC is going to solve this problem or keep the number down. In fact, a recent study by the Sheriff's Department indicated that the APC may actually increase overcrowding. She said that the County originally said that they could pay for their portion of the APC, and the City, in exchange for paying for their portion of the APC, would not pay for 9-1-1 dispatch. Now the County is looking to the City to take on the full obligation. She said that there will be other amendments offered this evening to cut the County budget in order to free up money to fund the County's portion, without restricting the City's public safety funds. Councillor Horseman asked if the vote on this proposal could wait until Proposal No. 475, 2003 is heard, since amendments offered there may affect this change. Mr. Elrod said that Proposal No. 475, 2003 is the proposal for the rates and levies, and all of these preceding proposals have to be added in to calculate those levies, or there will be an unfunded budget at some point in the process. Councillor Horseman said that County agencies were asked to make 5% cuts, but not all of them did that. This amendment would ensure that those cuts are made.

Councillor Nytes said that this amendment does not put 9-1-1 at risk, and to talk about it in that light is inflammatory and unnecessarily creates a sense of crisis in the community. She said that although Councillor Coonrod may have presented a solution, it is not the only solution, and she is offering another this evening with this amendment and other amendments she will propose later to make cuts, without jeopardizing funding for 9-1-1 dispatchers. She said that the City is headed into some very serious public safety funding issues in the next couple of years, and money cannot continue to be taken from fund balance.

President Borst asked if all of the amendments Councillor Nytes has provided this evening for consideration add up to \$3.4 million. Councillor Nytes said that the cuts are approximately about \$1.8 million, and the rest of it is made up with a transfer of the tax rate.

Councillor Dowden said that many people from both sides of the aisle were involved in the plans for the APC, including Councillors Talley and Moriarty Adams. He said that there was a great deal of cooperation, and no one was sure what the impact of the APC would be, and there has been no official study regarding whether or not the APC would reduce overcrowding. He said

that the monies being discussed are County-wide funds and are not City-specific monies. He said that 9-1-1 is at stake and this money should be left alone.

Councillor Talley said that he was involved in the APC planning process, even though he voted against the APC formally. Councillor Moriarty Adams said that she did support the APC, and still does support it, but she believes the County agreed to provide their fair share of the \$3.4 million and now is not able to make good on that promise. She said that taking money from the fund balance is very risky and can jeopardize bond ratings and emergency funding.

Councillor Nytes' motion to amend Proposal No. 465, 2003 failed on the following roll call vote; viz:

14 YEAS: Black, Boyd, Brents, Conley, Douglas, Gibson, Gray, Horseman, Knox, Moriarty Adams, Nytes, Sanders, Short, Talley

15 NAYS: Bainbridge, Borst, Bradford, Cockrum, Coonrod, Coughenour, Dowden, Frick, Langsford, Massie, McWhirter, Schneider, Smith, Soards, Tilford

Councillor Moriarty Adams made the following motion:

Mr. President:

I move to divide the question on the adoption of Proposal No. 465, 2003, by voting on the budgets as follows:

Question 1 - The appropriations of \$4,212,479 in Section 1, subsection (j) for the Department of Public Works, Policy and Planning Division (Consolidated County Fund, Transportation General Fund, Stormwater Management Fund, Sanitation Liquid Waste Fund, Non-Lapsing Federal Grants Fund) (pgs. 6 and 7 of Proposal No. 465, 2003).

Question 2 - The appropriations of \$21,600,687 in Section 1, subsection (k) for the Department of Public Safety, Police Division (City Cumulative Capital Development Fund, Federal Grants Fund, Non-Lapsing Federal Grants Fund, Consolidated County Fund, Non-Lapsing Federal Grants Fund, and Federal Grants Fund) (pg. 11 of Proposal No. 465, 2003).

Question 3 - The balance of Proposal No. 465, 2003.

Councillor Tilford seconded the motion, and the question on the adoption of Proposal No. 465, 2003, as amended, was divided by a unanimous voice vote.

Councillor Coonrod moved, seconded by Councillor Coughenour, for adoption of Question 1 of Proposal No. 465, 2003, as amended. Councillor Tilford said that he will abstain from voting on Question 1. Proposal No. 465, 2003, Question 1, as amended, was adopted on the following roll call vote; viz:

24 YEAS: Bainbridge, Black, Borst, Boyd, Brents, Cockrum, Conley, Coughenour, Douglas, Dowden, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Short, Smith, Soards, Talley

4 NAYS: Bradford, Coonrod, Frick, Schneider

1 NOT VOTING: Tilford

Councillor Coonrod moved, seconded by Councillor Coughenour, for adoption of Question 2. Councillor Moriarty Adams said that she will abstain from voting on Question 2. Proposal No. 465, 2003, Question 2, as amended, was adopted on the following roll call vote; viz:

23 YEAS: Bainbridge, Black, Borst, Boyd, Brents, Cockrum, Conley, Coughenour, Douglas, Dowden, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Nytes, Short, Smith, Soards, Talley, Tilford
 5 NAYS: Bradford, Coonrod, Frick, Sanders, Schneider
 1 NOT VOTING: Moriarty Adams

Councillor Coonrod moved, seconded by Councillor Moriarty Adams, for adoption of the balance of Proposal No. 465, 2003, as amended. Proposal No. 465, 2003, Question 3, as amended, was adopted on the following roll call vote; viz:

25 YEAS: Bainbridge, Black, Borst, Boyd, Brents, Cockrum, Conley, Coughenour, Douglas, Dowden, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Short, Smith, Soards, Talley, Tilford
 4 NAYS: Bradford, Coonrod, Frick, Schneider

Proposal No. 465, 2003, as amended, was retitled FISCAL ORDINANCE NO. 112, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 112, 2003

A FISCAL ORDINANCE adopting the Annual Budget for 2004 for the Consolidated City of Indianapolis and appropriating the amounts necessary for the expenses of the operation of the Consolidated City for the fiscal year beginning January 1, 2004, and ending December 31, 2004.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
 CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

ANNUAL BUDGET
 OF THE CONSOLIDATED CITY OF INDIANAPOLIS

SECTION 1. General Appropriations for 2004.

For the expenses of government of the Consolidated City of Indianapolis and its departments, divisions, officials, special taxing districts, and institutions for the fiscal year beginning January 1, 2004, and ending December 31, 2004, the sums of money set out in this Section are hereby appropriated out of the respective funds, namely the Consolidated County Fund, Federal Grants Fund, Non-Lapsing Federal Grants Fund, Redevelopment General Fund, Sanitation Liquid Waste Fund, State Grants Fund, Non-Lapsing State Grants Fund, Solid Waste Disposal Fund, Flood Control General Fund, Maintenance Operations Fund, Transportation General Fund, Parking Meter Fund, Stormwater Management Fund, Park General Fund, City Cumulative Capital Development Fund, and Consolidated County Cumulative Capital Development Fund for the purposes herein specified, subject to the laws governing the same. The sums so appropriated shall be held to include all such expenditures authorized to be made during the year, unless otherwise expressly stipulated and provided by law.

	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
(a) OFFICE OF THE MAYOR	CONSOLIDATED COUNTY FUND	
1. Personal Services	952,236	952,236
2. Supplies	3,592	3,592
3. Other Services and Charges	203,996	203,996
4. Capital Outlay	8,000	8,000
5. Internal Charges	900	900
TOTAL	1,168,724	1,168,724
(b) INTERNAL AUDIT	CONSOLIDATED COUNTY FUND	
1. Personal Services	567,062	567,062
2. Supplies	2,600	2,600
3. Other Services and Charges	117,188	117,188
4. Capital Outlay	7,300	7,300
5. Internal Charges	1,200	1,200
TOTAL	695,350	695,350

(c) CITY-COUNTY COUNCIL	CONSOLIDATED COUNTY FUND	
1. Personal Services	1,116,089	1,066,089
2. Supplies	8,500	8,500
3. Other Services and charges	704,163	659,163
4. Capital Outlay	24,500	24,500
5. Internal Charges	0	0
TOTAL	1,853,252	1,758,252

(d) CABLE COMMUNICATIONS AGENCY	CONSOLIDATED COUNTY FUND	
1. Personal Services	467,654	467,654
2. Supplies	25,100	25,100
3. Other Services and Charges	309,329	309,329
4. Capital Outlay	76,500	76,500
5. Internal Charges	1,145	1,145
TOTAL	879,728	879,728

(e) OFFICE OF CORPORATION COUNSEL	CONSOLIDATED COUNTY FUND	
1. Personal Services	2,860,126	2,860,126
2. Supplies	19,225	19,225
3. Other Services and Charges	2,085,244	2,085,244
4. Capital Outlay	30,200	30,200
5. Internal Charges	(2,279,400)	(2,279,400)
TOTAL	2,715,395	2,715,395

OFFICE OF CORPORATION COUNSEL	FEDERAL GRANTS FUND	
1. Personal Services	24,864	24,864
2. Supplies	0	0
3. Other Services and Charges	1,928	1,928
4. Capital Outlay	0	0
5. Internal Charges	0	0
TOTAL	26,792	26,792

(f) OFFICE OF THE CONTROLLER	CONSOLIDATED COUNTY FUND	
1. Personal Services	1,780,553	1,780,553
2. Supplies	12,300	12,300
3. Other Services and Charges	8,578,005	8,453,005
4. Capital Outlay	24,000	24,000
5. Internal Charges	32,845	32,845
TOTAL	10,427,703	10,302,703

OFFICE OF THE CONTROLLER	CITY CUMULATIVE CAPITAL DEVELOPMENT FUND	
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	309,024	238,374
4. Capital Outlay	0	0
5. Internal Charges	0	0
TOTAL	309,024	238,374

(g) PURCHASING DIVISION	CONSOLIDATED COUNTY FUND	
1. Personal Services	841,128	841,128
2. Supplies	4,050	4,050
3. Other Services and Charges	251,723	251,723
4. Capital Outlay	10,050	10,050
5. Internal Charges	200	200
TOTAL	1,107,151	1,107,151

(h) DEPARTMENT OF ADMINISTRATION Administrative Services Division		CONSOLIDATED COUNTY FUND	
1. Personal Services	1,012,696	1,012,696	
2. Supplies	11,900	11,900	
3. Other Services and Charges	579,698	579,698	
4. Capital Outlay	27,100	27,100	
5. Internal Charges	299,036	222,996	
TOTAL	1,930,430	1,854,390	

DEPARTMENT OF ADMINISTRATION Human Resources Division		CONSOLIDATED COUNTY FUND	
1. Personal Services	1,146,992	1,146,992	
2. Supplies	22,420	22,420	
3. Other Services and Charges	541,674	541,674	
4. Capital Outlay	12,400	12,400	
5. Internal Charges	23,145	23,145	
TOTAL	1,746,631	1,746,631	

DEPARTMENT OF ADMINISTRATION Equal Opportunity Division		CONSOLIDATED COUNTY FUND	
1. Personal Services	354,245	354,245	
2. Supplies	4,180	4,180	
3. Other Services and Charges	71,769	71,769	
4. Capital Outlay	2,500	2,500	
5. Internal Charges	7,945	7,945	
TOTAL	440,639	440,639	

DEPARTMENT OF ADMINISTRATION Indianapolis Fleet Services Division		CONSOLIDATED COUNTY FUND	
1. Personal Services	4,565,050	4,565,050	
2. Supplies	7,554,350	7,554,350	
3. Other Services and Charges	2,560,239	2,560,239	
4. Capital Outlay	328,100	328,100	
5. Internal Charges	(12,557,639)	(12,557,639)	
TOTAL	2,450,100	2,450,100	

DEPARTMENT OF ADMINISTRATION Indianapolis Fleet Services Division		CITY CUMULATIVE CAPITAL DEVELOPMENT FUND	
1. Personal Services	0	0	
2. Supplies	0	0	
3. Other Services and Charges	858,000	858,000	
4. Capital Outlay	0	0	
5. Internal Charges	0	0	
TOTAL	858,000	858,000	

(i) DEPARTMENT OF METROPOLITAN DEVELOPMENT Division of Neighborhood Services		FEDERAL GRANTS FUND	
1. Personal Services	110,252	110,252	
2. Supplies	0	0	
3. Other Services and Charges	0	0	
4. Capital Outlay	0	0	
5. Internal Charges	0	0	
TOTAL	110,252	110,252	

DEPARTMENT OF METROPOLITAN DEVELOPMENT Division of Neighborhood Services	CONSOLIDATED COUNTY FUND	
1. Personal Services	1,432,535	1,432,535
2. Supplies	9,130	9,130
3. Other Services and Charges	702,348	702,348
4. Capital Outlay	39,700	39,700
5. Internal Charges	(1,374,341)	(1,298,301)
TOTAL	809,372	885,412

DEPARTMENT OF METROPOLITAN DEVELOPMENT, Division of Planning	CONSOLIDATED COUNTY FUND	
1. Personal Services	829,669	829,669
2. Supplies	9,000	9,000
3. Other Services and Charges	677,417	677,417
4. Capital Outlay	21,470	21,470
5. Internal Charges	142,600	142,600
TOTAL	1,680,156	1,680,156

DEPARTMENT OF METROPOLITAN DEVELOPMENT, Division of Planning	FEDERAL GRANTS FUND	
1. Personal Services	1,170,204	1,170,204
2. Supplies	12,000	12,000
3. Other Services and Charges	1,058,748	1,058,748
4. Capital Outlay	8,320	8,320
5. Internal Charges	0	0
TOTAL	2,249,272	2,249,272

DEPARTMENT OF METROPOLITAN DEVELOPMENT, Division of Planning	TRANSPORTATION GENERAL FUND	
1. Personal Services	90,833	90,833
2. Supplies	600	600
3. Other Services and Charges	228,989	228,989
4. Capital Outlay	2,080	2,080
5. Internal Charges	0	0
TOTAL	322,502	322,502

DEPARTMENT OF METROPOLITAN DEVELOPMENT Historic Preservation Commission	CONSOLIDATED COUNTY FUND	
1. Personal Services	120,309	120,309
2. Supplies	611	611
3. Other Services and Charges	47,741	47,741
4. Capital Outlay	3,600	3,600
5. Internal Charges	6,200	6,200
TOTAL	178,461	178,461

DEPARTMENT OF METROPOLITAN DEVELOPMENT Historic Preservation Commission	FEDERAL GRANTS FUND	
1. Personal Services	176,320	176,320
2. Supplies	689	689
3. Other Services and Charges	21,287	21,287
4. Capital Outlay	0	0
5. Internal Charges	0	0
TOTAL	198,296	198,296

DEPARTMENT OF METROPOLITAN DEVELOPMENT Division of Administrative Services	CONSOLIDATED COUNTY FUND	
1. Personal Services	520,344	520,344
2. Supplies	4,470	4,470
3. Other Services and Charges	1,757,298	1,757,298
4. Capital Outlay	10,080	10,080
5. Internal Charges	186,600	186,600
TOTAL	2,478,792	2,478,792

DEPARTMENT OF METROPOLITAN DEVELOPMENT Division of Administrative Services	REDEVELOPMENT GENERAL FUND	
1. Personal Services	563,933	563,933
2. Supplies	4,850	4,850
3. Other Services and Charges	766,290	766,290
4. Capital Outlay	25,679	25,679
5. Internal Charges	(69,000)	(69,000)
TOTAL	1,291,752	1,291,752

DEPARTMENT OF METROPOLITAN DEVELOPMENT Division of Administrative Services	FEDERAL GRANTS FUND	
1. Personal Services	43,177	43,177
2. Supplies	0	0
3. Other Services and Charges	200,000	200,000
4. Capital Outlay	0	0
5. Internal Charges	0	0
TOTAL	243,177	243,177

DEPARTMENT OF METROPOLITAN DEVELOPMENT Division of Administrative Services	CITY CUMULATIVE CAPITAL DEVELOPMENT FUND	
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	100,000	100,000
4. Capital Outlay	0	0
5. Internal Charges	0	0
TOTAL	100,000	100,000

DEPARTMENT OF METROPOLITAN DEVELOPMENT Division of Community Development	CONSOLIDATED COUNTY FUND	
1. Personal Services	316,758	316,758
2. Supplies	0	0
3. Other Services and Charges	292,212	292,212
4. Capital Outlay	6,700	6,700
5. Internal Charges	(173,800)	(173,800)
TOTAL	441,870	441,870

DEPARTMENT OF METROPOLITAN DEVELOPMENT Division of Community Development	REDEVELOPMENT GENERAL FUND	
1. Personal Services	14,789	14,789
2. Supplies	0	0
3. Other Services and Charges	205,039	205,039
4. Capital Outlay	0	0
5. Internal Charges	0	0
TOTAL	219,828	219,828

DEPARTMENT OF METROPOLITAN DEVELOPMENT Division of Community Development	FEDERAL GRANTS FUND	
1. Personal Services	945,829	945,829
2. Supplies	3,166	3,166
3. Other Services and Charges	21,403,278	21,403,278
4. Capital Outlay	0	0
5. Internal Charges	0	0
TOTAL	22,352,273	22,352,273

DEPARTMENT OF METROPOLITAN DEVELOPMENT, Division of Compliance	CONSOLIDATED COUNTY FUND	
1. Personal Services	4,565,774	4,565,774
2. Supplies	38,250	38,250
3. Other Services and Charges	2,856,124	2,856,124
4. Capital Outlay	234,000	234,000
5. Internal Charges	778,625	778,625
TOTAL	8,472,773	8,472,773

(j) DEPARTMENT OF PUBLIC WORKS Policy and Planning	CONSOLIDATED COUNTY FUND	
1. Personal Services	5,216,902	5,216,902
2. Supplies	85,000	85,000
3. Other Services and Charges	2,991,460	2,991,460
4. Capital Outlay	184,927	184,927
5. Internal Charges	(6,088,016)	(6,088,016)
TOTAL	2,390,273	2,390,273

DEPARTMENT OF PUBLIC WORKS Policy and Planning	TRANSPORTATION GENERAL FUND	
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	40,000	40,000
4. Capital Outlay	0	0
5. Internal Charges	0	0
TOTAL	40,000	40,000

DEPARTMENT OF PUBLIC WORKS Policy and Planning	STORM WATER MANAGEMENT FUND	
1. Personal Services	53,273	53,273
2. Supplies	0	0
3. Other Services and Charges	0	0
4. Capital Outlay	0	0
5. Internal Charges	0	0
TOTAL	53,273	53,273

DEPARTMENT OF PUBLIC WORKS Policy and Planning	SANITATION LIQUID WASTE FUND	
1. Personal Services	731,749	731,749
2. Supplies	31,000	31,000
3. Other Services and Charges	596,204	596,204
4. Capital Outlay	35,100	35,100
5. Internal Charges	14,880	14,880
TOTAL	1,408,933	1,408,933

DEPARTMENT OF PUBLIC WORKS Policy and Planning	NON-LAPSING FEDERAL GRANTS FUND	
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	320,000	320,000
4. Capital Outlay	0	0
5. Internal Charges	0	0
TOTAL	320,000	320,000

DEPARTMENT OF PUBLIC WORKS Policy and Planning	FEDERAL GRANTS FUND	
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	0	0
4. Capital Outlay	0	0
5. Internal Charges	0	0
TOTAL	0	0

DEPARTMENT OF PUBLIC WORKS Policy and Planning	NON-LAPSING STATE GRANTS FUND	
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	0	0
4. Capital Outlay	0	0
5. Internal Charges	0	0
TOTAL	0	0

DEPARTMENT OF PUBLIC WORKS Policy and Planning	STATE GRANTS FUND	
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	0	0
4. Capital Outlay	0	0
5. Internal Charges	0	0
TOTAL	0	0

DEPARTMENT OF PUBLIC WORKS, Engineering Division	CONSOLIDATED COUNTY FUND	
1. Personal Services	0	0
2. Supplies	25,700	25,700
3. Other Services and Charges	928,308	928,308
4. Capital Outlay	25,800	25,800
5. Internal Charges	(837,514)	(837,514)
TOTAL	142,294	142,294

DEPARTMENT OF PUBLIC WORKS, Engineering Division	SOLID WASTE DISPOSAL FUND	
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	0	0
4. Capital Outlay	0	0
5. Internal Charges	0	0
TOTAL	0	0

DEPARTMENT OF PUBLIC WORKS, Engineering Division	SANITATION LIQUID WASTE FUND	
1. Personal Services	730,418	730,418
2. Supplies	0	0
3. Other Services and Charges	121,300	121,300
4. Capital Outlay	1,314,400	1,314,400
5. Internal Charges	840,851	840,851
TOTAL	3,006,969	3,006,969

DEPARTMENT OF PUBLIC WORKS, Engineering Division	COUNTY CUMULATIVE CAPITAL IMPROVEMENTS FUND	
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	200,000	200,000
4. Capital Outlay	4,650,000	4,650,000
5. Internal Charges	0	0
TOTAL	4,850,000	4,850,000

DEPARTMENT OF PUBLIC WORKS, Engineering Division	TRANSPORTATION GENERAL FUND	
1. Personal Services	2,265,688	2,265,688
2. Supplies	0	0
3. Other Services and Charges	6,935,100	6,935,100
4. Capital Outlay	10,725,500	10,725,500
5. Internal Charges	1,375,269	1,375,269
TOTAL	21,301,557	21,301,557

DEPARTMENT OF PUBLIC WORKS, Engineering Division	PARKING METER FUND	
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	150,000	150,000
4. Capital Outlay	750,000	750,000
5. Internal Charges	47,293	47,293
TOTAL	947,293	947,293

DEPARTMENT OF PUBLIC WORKS, Engineering Division	CITY CUMULATIVE CAPITAL DEVELOPMENT FUND	
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	0	0
4. Capital Outlay	0	0
5. Internal Charges	0	0
TOTAL	0	0

DEPARTMENT OF PUBLIC WORKS, Engineering Division	STORM WATER MANAGEMENT FUND	
1. Personal Services	237,687	237,687
2. Supplies	0	0
3. Other Services and Charges	363,000	363,000
4. Capital Outlay	0	0
5. Internal Charges	313,178	313,178
TOTAL	913,743	913,743

DEPARTMENT OF PUBLIC WORKS, Operations Division	CONSOLIDATED COUNTY FUND	
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	2,670,000	2,670,000
4. Capital Outlay	0	0
5. Internal Charges	150,656	150,656
TOTAL	2,820,656	2,820,656

DEPARTMENT OF PUBLIC WORKS, Operations Division	SANITATION LIQUID WASTE FUND	
1. Personal Services	639,944	639,944
2. Supplies	2,200	2,200
3. Other Services and Charges	40,585,539	40,585,539
4. Capital Outlay	31,500	31,500
5. Internal Charges	3,380,148	3,380,148
TOTAL	44,639,331	44,639,331

DEPARTMENT OF PUBLIC WORKS, Operations Division	TRANSPORTATION GENERAL FUND	
1. Personal Services	11,745,865	11,745,865
2. Supplies	2,926,600	2,926,600
3. Other Services and Charges	1,629,936	1,629,936
4. Capital Outlay	1,554,500	1,554,500
5. Internal Charges	3,932,401	3,932,401
TOTAL	21,474,302	21,474,302

DEPARTMENT OF PUBLIC WORKS, Operations Division	MAINTENANCE OPERATIONS FUND	
1. Personal Services	1,542,830	1,542,830
2. Supplies	207,500	207,500
3. Other Services and Charges	502,776	502,776
4. Capital Outlay	23,600	23,600
5. Internal Charges	(2,276,706)	(2,276,706)
TOTAL	0	0

DEPARTMENT OF PUBLIC WORKS, Operations Division	SOLID WASTE DISPOSAL FUND	
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	10,946,100	10,946,100
4. Capital Outlay	0	0
5. Internal Charges	617,638	617,638
TOTAL	11,563,738	11,563,738

DEPARTMENT OF PUBLIC WORKS, Operations Division	PARKING METER FUND	
1. Personal Services	250,187	250,187
2. Supplies	109,800	109,800
3. Other Services and Charges	327,800	327,800
4. Capital Outlay	1,500	1,500
5. Internal Charges	39,023	39,023
TOTAL	728,310	728,310

DEPARTMENT OF PUBLIC WORKS, Operations Division	STORMWATER MANAGEMENT FUND	
1. Personal Services	1,454,553	1,454,553
2. Supplies	28,700	28,700
3. Other Services and Charges	374,310	374,310
4. Capital Outlay	18,000	18,000
5. Internal Charges	563,631	563,631
TOTAL	2,439,194	2,439,194

(k) DEPARTMENT OF PUBLIC SAFETY, Director's Office	CONSOLIDATED COUNTY FUND	
1. Personal Services	587,400	587,400
2. Supplies	5,140	5,140
3. Other Services and Charges	175,318	175,318
4. Capital Outlay	8,250	8,250
5. Internal Charges	472,900	472,900
TOTAL	1,249,008	1,249,008

DEPARTMENT OF PUBLIC SAFETY, Emergency Management Planning Division	CONSOLIDATED COUNTY FUND	
1. Personal Services	350,550	350,550
2. Supplies	6,500	6,500
3. Other Services and Charges	223,767	223,767
4. Capital Outlay	3,700	3,700
5. Internal Charges	17,713	17,713
TOTAL	602,230	602,230

DEPARTMENT OF PUBLIC SAFETY, Emergency Management Planning Division	CITY CUMULATIVE CAPITAL DEVELOPMENT FUND	
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	0	0
4. Capital Outlay	125,000	125,000
5. Internal Charges	0	0
TOTAL	125,000	125,000

DEPARTMENT OF PUBLIC SAFETY, Police Division	CITY CUMULATIVE CAPITAL DEVELOPMENT FUND	
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	0	0
4. Capital Outlay	3,125,000	3,125,000
5. Internal Charges	0	0
TOTAL	3,125,000	3,125,000

DEPARTMENT OF PUBLIC SAFETY, Police Division	FEDERAL GRANTS FUND	
1. Personal Services	3,173,708	3,173,708
2. Supplies	95,884	95,884
3. Other Services and Charges	1,733,952	1,733,952
4. Capital Outlay	1,614,256	1,614,256
5. Internal Charges	0	0
TOTAL	6,617,800	6,617,800

DEPARTMENT OF PUBLIC SAFETY, Police Division	NON-LAPSING FEDERAL GRANTS FUND	
1. Personal Services	236,532	236,532
2. Supplies	600	600
3. Other Services and Charges	9,800	9,800
4. Capital Outlay	11,280	11,280
5. Internal Charges	0	0
TOTAL	258,212	258,212

DEPARTMENT OF PUBLIC SAFETY, Police Division	CONSOLIDATED COUNTY FUND	
1. Personal Services	10,110,672	6,710,672
2. Supplies	686,007	686,007
3. Other Services and Charges	727,996	727,996
4. Capital Outlay	75,000	75,000
5. Internal Charges	0	0
TOTAL	11,599,675	8,199,675

DEPARTMENT OF PUBLIC SAFETY, Fire Division	CITY CUMULATIVE CAPITAL DEVELOPMENT FUND	
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	538,000	538,000
4. Capital Outlay	2,532,900	2,532,900
5. Internal Charges	0	0
TOTAL	3,070,900	3,070,900

DEPARTMENT OF PUBLIC SAFETY, Fire Division	CONSOLIDATED COUNTY FUND	
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	0	0
4. Capital Outlay	0	0
5. Internal Charges	0	0
TOTAL	0	0

DEPARTMENT OF PUBLIC SAFETY, Fire Division	NON-LAPSING FEDERAL GRANTS FUND	
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	0	0
4. Capital Outlay	0	0
5. Internal Charges	0	0
TOTAL	0	0

DEPARTMENT OF PUBLIC SAFETY, Fire Division	FEDERAL GRANTS FUND	
1. Personal Services	0	0
2. Supplies	27,500	27,500
3. Other Services and Charges	30,000	30,000
4. Capital Outlay	42,500	42,500
5. Internal Charges	0	0
TOTAL	100,000	100,000

DEPARTMENT OF PUBLIC SAFETY, Weights and Measures Division	CONSOLIDATED COUNTY FUND	
1. Personal Services	319,400	319,400
2. Supplies	1,050	1,050
3. Other Services and Charges	34,758	34,758
4. Capital Outlay	23,175	23,175
5. Internal Charges	11,703	11,703
TOTAL	390,086	390,086

DEPARTMENT OF PUBLIC SAFETY, Animal Control Division	CONSOLIDATED COUNTY FUND	
1. Personal Services	2,086,400	2,086,400
2. Supplies	124,895	124,895
3. Other Services and Charges	566,300	566,300
4. Capital Outlay	153,270	153,270
5. Internal Charges	(2,814,565)	(2,814,565)
TOTAL	116,300	116,300

(I) DEPARTMENT OF PARKS AND RECREATION	PARK GENERAL FUND	
1. Personal Services	15,513,980	15,513,980
2. Supplies	1,210,069	1,210,069
3. Other Services and Charges	5,931,545	5,931,545
4. Capital Outlay	1,652,739	1,652,739
5. Internal Charges	1,095,486	1,095,486
TOTAL	25,403,819	25,403,819

DEPARTMENT OF PARKS AND RECREATION	CONSOLIDATED COUNTY FUND	
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	1,625,000	1,625,000
4. Capital Outlay	0	0
5. Internal Charges	0	0
TOTAL	1,625,000	1,625,000

DEPARTMENT OF PARKS AND RECREATION	TRANSPORTATION GENERAL FUND	
1. Personal Services	40,785	40,785
2. Supplies	0	0
3. Other Services and Charges	731,400	731,400
4. Capital Outlay	0	0
5. Internal Charges	425,000	425,000
TOTAL	1,197,185	1,197,185

DEPARTMENT OF PARKS AND RECREATION	CITY CUMULATIVE CAPITAL DEVELOPMENT FUND	
1. Personal Services	0	0
2. Supplies	75,000	75,000
3. Other Services and Charges	817,000	817,000
4. Capital Outlay	2,237,990	2,237,990
5. Internal Charges	0	0
TOTAL	3,129,990	3,129,990

DEPARTMENT OF PARKS AND RECREATION	FEDERAL GRANTS FUND	
1. Personal Services	30,000	30,000
2. Supplies	0	0
3. Other Services and Charges	0	0
4. Capital Outlay	0	0
5. Internal Charges	0	0
TOTAL	30,000	30,000

SECTION 2. Special Appropriations. The following items of appropriation are only for the purposes stated in each item:

(The Mayor requested none.)

SECTION 3. Restricted Appropriations. The following items of appropriation are appropriated only for, and limited to, the specific uses as stated:

Item One: For payment to Marion County for dispatch services:

	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
DEPARTMENT OF PUBLIC SAFETY, Police Division	CONSOLIDATED COUNTY FUND	
3. Other Services and Charges	0	3,400,000
TOTAL	0	3,400,000

SECTION 4. State, Local and Federal Grants.

(a) Grant Applications Authorized. The Mayor of the Consolidated City of Indianapolis is hereby authorized to make such applications as may be required by federal or state laws or regulations in order to apply for, and receive, such state or federal grants or payments as are anticipated, allocated and approved for expenditure by inclusion in this ordinance.

(b) Community Development Grant Funds. Until this Council has approved the amounts, locations and programmatic operation of each project to be funded from Community Development Grant Funds, the amounts appropriated herein for such purposes shall not be encumbered or spent.

(c) Public Purpose Local Grants. The sums appropriated for public purpose grants as part of this ordinance shall not be spent until this Council by resolution approves the amount and identity of the recipient of each grant.

(d) Arts Grants. The total sum of One Million Six Hundred Twenty-Five Thousand Dollars (\$1,625,000) in Section 1 (i), Department of Parks and Recreation (Consolidated County Fund) is set aside for funding arts grants to be made by the Arts Council of Indianapolis. Grants from this set aside shall be

coordinated between the Department of Parks and Recreation and the Arts Council of Indianapolis. Grants made under this section shall be considered public purpose local grants and subsection (c) shall apply. These grants shall be subject to annual audits by the City Internal Audit Agency.

SECTION 5. Compensation Limitations.

(a) Compensation of elected officials are fixed in Sec. 192-101 and Sec. 192-102 of the Revised Code of the Consolidated City and County.

(b) Pursuant to IC 36-3-6-3 and Article III of Chapter 192 of the Revised Code of the Consolidated City and County, the annual compensation for all appointed officers, deputies and employees of the Consolidated City, whose compensation is paid from appropriations made in this ordinance, is hereby fixed for the calendar year 2004 as set forth in this section.

(c) The maximum number of authorized employees for each department and division, whose compensation is appropriated by this ordinance, for the calendar year 2004, shall be limited as follows:

Department	Division	Position Type	2004 Proposed
Exec. & Legislative	Mayor's Office	Full Time FTE	14.00
Exec. & Legislative	Internal Audit	Full Time FTE	9.00
Exec. & Legislative	City County Council	Full Time FTE	10.00
Exec. & Legislative	Office of Corporation Counsel	Full Time FTE	52.00
Exec. & Legislative	Office of Corporation Counsel	Part Time FTE	0.00
Exec. & Legislative	Office of the City Controller	Full Time FTE	36.00
Exec. & Legislative	Office of the City Controller	Seasonal FTE	0.00
Exec. & Legislative	Purchasing Division	Full Time FTE	19.00
Exec. & Legislative	Cable Communications Agency	Full Time FTE	9.00
Exec. & Legislative	Cable Communications Agency	Part Time FTE	0.50
Exec. & Legislative Total			149.50
Administration	Administrative Services Division	Full Time FTE	16.00
Administration	Administrative Services Division	Seasonal FTE	0.00
Administration	Human Resources Division	Full Time FTE	22.00
Administration	Human Resources Division	Seasonal FTE	0.00
Administration	Equal Opportunity Division	Full Time FTE	8.00
Administration	Indianapolis Fleet Services Division	Full Time FTE	90.00
Administration	Indianapolis Fleet Services Division	Seasonal FTE	0.00
Administration Total			136.00
Metropolitan Development	Division of Administrative Services	Full Time FTE	20.00
Metropolitan Development	Division of Administrative Services	Seasonal FTE	0.00
Metropolitan Development	Community Development	Full Time FTE	26.00
Metropolitan Development	Community Development	Seasonal FTE	0.00
Metropolitan Development	Division of Planning	Full Time FTE	41.00
Metropolitan Development	Division of Planning	Part Time FTE	0.75
Metropolitan Development	Neighborhood Services	Full Time FTE	35.00
Metropolitan Development	Neighborhood Services	Part Time FTE	0.80
Metropolitan Development	Historic Preservation	Full Time FTE	6.00

Metropolitan Development	Historic Preservation	Seasonal FTE	0.00
Metropolitan Development	Division of Compliance	Full Time FTE	105.00
Metropolitan Development	Division of Compliance	Seasonal FTE	0.00
Metropolitan Development Total			234.55
Public Works	Policy and Planning Division	Full Time FTE	120.00
Public Works	Policy and Planning Division	Seasonal FTE	0.00
Public Works	Engineering Division	Full Time FTE	57.00
Public Works	Engineering Division	Seasonal FTE	0.50
Public Works	Operations Division	Full Time FTE	415.00
Public Works	Operations Division	Part Time FTE	0.50
Public Works	Operations Division	Seasonal FTE	1.75
Public Works Total			594.75
Public Safety	Director's Office	Full Time FTE	10.00
Public Safety	Director's Office	Seasonal FTE	0.25
Public Safety	Emergency Management Planning	Full Time FTE	7.00
Public Safety	Weights & Measures	Full Time FTE	7.00
Public Safety	Animal Care and Control	Full Time FTE	54.00
Public Safety	Animal Care and Control	Part Time FTE	0.77
Public Safety Total			79.02
Parks & Recreation		Full Time FTE	265.00
Parks & Recreation		Part Time FTE	40.00
Parks & Recreation		Seasonal FTE	138.10
Parks & Recreation Total			443.10

As used in this subsection, "full time equivalents" (FTE) are calculated as follows: One FTE is a full-time employee's work year of 2,080 hours. To calculate FTE for part-time or seasonal employees, the total of the hours budgeted is divided by 2,080.

(d) Hourly employees in a bargaining unit recognized in accordance with Article VI of Chapter 291 of the Revised Code of the Consolidated City and County shall be paid in accordance with the terms of the applicable bargaining agreement approved pursuant to Sec. 291-610 of the Revised Code of the Consolidated City and County.

(e) All other appointed officers, deputies, and employees, whose compensation is paid from appropriations made by this ordinance, shall be classified and paid in accordance with the following schedule:

CITY OF INDIANAPOLIS SALARY GRADE SCALE AS OF JANUARY 1, 2004					
Grade	Minimum	1 st Quarter	Midpoint	3 rd Quarter	Maximum
16	\$55,816	\$66,737	\$77,658	\$88,579	\$99,500
15	\$51,473	\$61,768	\$72,063	\$82,358	\$92,652
14	\$47,516	\$57,019	\$66,522	\$76,025	\$85,528
13	\$43,863	\$52,636	\$61,408	\$70,181	\$78,953
12	\$41,990	\$49,338	\$56,686	\$64,035	\$71,383
11	\$38,762	\$45,545	\$52,328	\$59,112	\$65,895
10	\$35,781	\$42,043	\$48,305	\$54,567	\$60,828
9	\$33,030	\$38,811	\$44,591	\$50,372	\$56,152

8	\$31,664	\$36,414	\$41,163	\$45,913	\$50,662
7	\$29,229	\$33,614	\$37,998	\$42,383	\$46,767
6	\$26,982	\$31,030	\$35,077	\$39,124	\$43,171
5	\$24,908	\$28,644	\$32,380	\$36,116	\$39,852
4	\$23,912	\$26,901	\$29,890	\$32,879	\$35,868
3	\$22,074	\$24,833	\$27,592	\$30,352	\$33,111
2	\$20,377	\$22,924	\$25,471	\$28,018	\$30,565
1	\$18,810	\$21,162	\$23,513	\$25,864	\$28,215

(f) Neither the number of Full Time Equivalents nor the compensation schedule shall be increased without approval of the Council in accordance with Article III of Chapter 191 of the Revised Code of the Consolidated City and County.

(g) For employees of the City-County Council, the President of the City-County Council shall classify all employees of the Council pursuant to the pertinent rules and regulations of the Council and establish their rates of compensation.

(h) No officer or employee, except elected officers, shall have any vested right to receive such amount or any minimum amount except as may be accrued or otherwise provided by law. Control as to any decrease in compensation shall be vested in the body or officer having direction over the person affected, as provided by law.

(i) Any employee of the city or county who authorizes the payment of, or accepts, any salary, wage or compensation, either as to separate persons or in gross, in excess of that authorized in this Section 5, shall be indebted to the city or county for repayment of the excess; and such actions shall be grounds for impeachment, removal, or dismissal in the manner provided by law.

SECTION 6. Effective Date.

This ordinance shall be in full force and effect beginning January 1, 2004, after passage by the City-County Council, approval by the Mayor, (or passage over his veto), and approval by the Indiana Department of Local Government Finance as required by law; except that, any part of this ordinance providing for the budget or appropriating money for an office or officer of the county provided for by the Constitution of Indiana or a judicial office or officer shall not be subject to the veto of the Mayor.

PROPOSAL NO. 470, 2003. Councillor Coonrod reported that Proposal No. 470, 2003 was heard by the Administration and Finance Committee on September 9, 2003, the Metropolitan Development Committee on September 8, 2003, and the Public Safety and Criminal Justice Committee on September 10, 2003. The proposal, sponsored by Councillor Coughenour, adopts the annual budget for 2004 for certain constitutional officers of Marion County appropriating \$32,666,683. The proposal was amended by the Administration and Finance and Metropolitan Development Committees. By majority votes, the Committees reported the proposal to the full Council with the recommendation that it do pass as amended.

Councillor Nytes made the following motion:

Mr. President:

We respectfully move that SECTION 1 of Proposal No. 470, 2003 be amended, as follows: the figures that are stricken-through on the portions of SECTION 1 reprinted below shall NOT be approved by the Council; rather, the Council shall approve the highlighted figures which appear to the right of the stricken figures on the portions reprinted below.

	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
(a) COUNTY ADMINISTRATOR - Dept. 01	COUNTY GENERAL FUND	
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	1,008,025	983,025
4. Capital Outlay	0	0
TOTAL	1,008,025	983,025

(b) COUNTY AUDITOR - Dept. 02	COUNTY GENERAL FUND	
1. Personal Services	1,970,223	1,970,223
2. Supplies	28,432	22,432
3. Other Services and Charges	20,436,589	20,023,589
4. Capital Outlay	77,727	57,727
TOTAL	22,512,971	22,073,971

COUNTY AUDITOR	PROPERTY REASSESSMENT FUND	
1. Personal Services	38,003	38,003
2. Supplies	1,000	1,000
3. Other Services and Charges	10,000	9,000
4. Capital Outlay	12,000	6,000
TOTAL	61,003	54,003

{c} COUNTY COMMISSIONERS - Dept. 03	COUNTY GENERAL FUND	
1. Personal Services	87,996	87,996
2. Supplies	1,287	1,287
3. Other Services and Charges	25,461	15,461
4. Capital Outlay	2,500	1,500
TOTAL	117,244	106,244

(d) COUNTY CORONER - Dept. 07	COUNTY GENERAL FUND	
1. Personal Services	608,224	608,224
2. Supplies	57,926	50,426
3. Other Services and Charges	1,457,717	1,427,717
4. Capital Outlay	28,136	28,136
TOTAL	2,152,003	2,114,503

(e) COUNTY TREASURER - Dept. 09	COUNTY GENERAL FUND	
1. Personal Services	1,255,803	1,255,803
2. Supplies	23,049	20,949
3. Other Services and Charges	567,928	562,928
4. Capital Outlay	44,500	30,000
TOTAL	1,891,280	1,869,680

(f) COUNTY SURVEYOR - Dept. 10	COUNTY GENERAL FUND	
1. Personal Services	520,932	520,932
2. Supplies	5,377	1,877
3. Other Services and Charges	388,294	388,294
4. Capital Outlay	6,908	6,408
TOTAL	939,511	917,511

SIGNED:

Rozelle Boyd, Minority Leader
 Elwood Black
 Maggie Brents
 Lonnell Conley
 William Douglas
 Ron Gibson

Monroe Gray, Jr.
Karen Celestino Horseman
Harvey Knox
Mary Moriarty Adams
Jackie Nytes
Joanne Sanders
Frank T. Short
Steve Talley

Councillor Talley seconded the motion. Councillor Nytes said that County finances are in dire straits and these cuts would allow the County a little more fund balance and plan for contingencies in case revenues do not work out. She said that although the County Auditor introduced her budget by saying that it was cut to the bare bones, she herself did not find that to be true in looking at the budget line item by line item. President Borst asked what the total amount of these cuts is. Councillor Nytes said that the cuts total \$563,100.

Councillor Coonrod said that he believes that this amendment could be a good bi-partisan solution to the problem they are all trying to solve. He said that the County agencies have been very cooperative in the budget process, and while he could support this amendment, he would offer a further amendment to restore the 27th pay that was amended out of the County budget in a few agencies. He said that he could support Councillor Nytes' amendment if she were willing to support his amendment. Councillor Coonrod said that the City administration has addressed the problem of the 27th pay by moving a payday into the next year and changing the sequence of paydays. While this solves the problem in terms of which budget year the extra pay falls into, and he has no objection to that proposal, County officials felt the administrative cost and confusion to employees was not worth the savings. He moved, seconded by Councillor Frick, to amend Councillor Nytes' amendment by restoring the funds needed for the 27th pay for County employees.

President Borst asked what the bottom line numbers are regarding this amendment. Councillor Frick said that the County was short half a million dollars of being able to fund the 27th pay period. Councillor Nytes' proposal would make up that half million dollars, and it seems the two amendments work well in tandem.

Councillor Nytes said that she is not interested in accepting a friendly amendment to her amendment. She said that she feels very strongly that it is up to this Council to make policy decisions and not be hamstrung by procedural difficulties the City or County experience to administer payroll in such a way to deal with the calendar accident. She said that the City and County should be treated alike, and since the City is not having a 27th pay, the County should not have one either. The funds she has identified in her amendment were related to funding the APC costs, and not the 27th pay, and therefore she feels these amendments should be handled separately.

Councillor Massie said that he is frustrated with the pious lecturing regarding people being involved in earlier cuts proposed, yet now the same Councillors are shifting to an emphasis on policy as if there are no people involved. He said that the bottom line is that the people affected by this are people who are already paid less than City employees, and to execute a change in policy, after an expectation that has built up over eight years to equalize pay is profoundly unfair. He said that the County should be concerned about taking care of their people who do the hard work and not penalize them for a policy issue.

Councillor Horseman said that City employees also do the same hard work, and by saying that City employees will not have a raise and County employees will be seeing an increase, this is an inequitable position to take. She said that there is a cost to the 27th pay and the numbers do not seem to be reconciled in the original budgets and amendments being offered. James Steele, Council Financial Consultant, said that the number in the proposal that was originally introduced was not correct and did not match the numbers in the County budget book. Councillor Coonrod's amendment shows the correct numbers as per the County budget book, which is \$3,340,832. In the Administration and Finance Committee, \$1,223,010 of the General Fund Character 01 Auditor's budget was transferred into a reserve fund. Therefore the amended actual amount is \$2,117,823. Councillor Horseman said that if the amount in the amended versions that came out of committee are correct, then it looks as if the 27th pay would only cost an additional \$38,000. Mr. Steele said that there is another proposal affected, where changes would also have to be made, and this is simply restoring the piece that was taken out in the Administration and Finance Committee.

Councillor Horseman asked what the actual cost of the 27th pay is. Marty Womacks, County Auditor, said that the total cost would be \$2.7 million. President Borst stated that the other Committees did not pass Councillor Nytes' amendment to eliminate the 27th pay. Councillor Coonrod said that Proposal No. 473, 2003 will also have to be amended to make the restoration of the 27th pay complete.

Councillor Nytes said that the Administration and Finance Committee eliminated the 27th pay from all other Administration and Finance agency budgets, and not just the Auditor's budget, as Councillor Coonrod's amendment shows. Councillor Coonrod said that he did not draft the amendment, and his intent is to restore the 27th pay to all budgets from which they were amended out. Mr. Steele said that the amendment does not show the changes that have been made through shading, because the numbers are reverting back to the originally proposed numbers and do not differ from the numbers introduced. The only difference shaded is in the Auditor's Office because of the change in the reserve fund.

Councillor Nytes asked how the study and medical insurance increases will be funded. Councillor Coonrod said that if the 27th pay is being restored, the increases in medical insurance are no longer funded, but the money for the study is still included in his amendment. Councillor Nytes asked who took the health insurance increase costs out. Councillor Coonrod said that this is part of his amendment to restore the 27th pay and put things back the way they were, yet keeping the salary study.

Councillor Horseman said that because the packet does not have accurate numbers, it is difficult for her to determine how much this amendment is costing the County.

Councillor Coonrod said that going to a different sequence of payments does not really save the City any money, but simply delays by one business day the time the City has to transfer money into its payroll account. He said that cutting the hourly rates of County employees is not the way to find savings. He said that with the amendment Councillor Nytes provided, the savings has been identified to balance the budget without costing the employees any hardship. Councillor Nytes said that this is completely inaccurate.

Councillor Coonrod's motion to amend Councillor Nytes' amendment by restoring the 27th pay, carried on the following roll call vote; viz:

16 YEAS: Bainbridge, Borst, Bradford, Cockrum, Coonrod, Coughenour, Dowden, Frick, Langsford, Massie, McWhirter, Moriarty Adams, Schneider, Smith, Soards, Tilford
13 NAYS: Black, Boyd, Brents, Conley, Douglas, Gibson, Gray, Horseman, Knox, Nytes, Sanders, Short, Talley

Councillor Coonrod urged his colleagues to support Councilor Nytes' amendment, as amended. Councillor Nytes' amendment, as amended, carried on the following roll call vote; viz:

26 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford
3 NAYS: Gray, Horseman, Nytes

Councillor Coonrod moved, seconded by Councillor Coughenour, for adoption. Proposal No. 470, 2003, as amended, was adopted on the following roll call vote; viz:

27 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford
2 NAYS: Horseman, Nytes

Councillor Horseman asked for consent to explain her vote. Consent was given. Councillor Horseman said that she fully supports County employees, but also supports City employees, and she believes there was a misrepresentation of hourly wage decreases.

Proposal No. 470, 2003, as amended, was retitled FISCAL ORDINANCE NO. 113, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 113, 2003

A FISCAL ORDINANCE adopting the Annual Budget for 2004 for certain constitutional officers of Marion County and appropriating amounts for the necessary expenses of those offices of Marion County government for the calendar year beginning January 1, 2004, and ending December 31, 2004.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. For the expenses of certain Constitutional Officers of Marion County government and its institutions for the calendar year beginning January 1, 2004, and ending December 31, 2004, the sums of money set out in this section are hereby appropriated and ordered set apart out of the County General Fund, Property Reassessment Fund, Cumulative Capital Development Fund, Surveyor's Corner Perpetuation Fund, Local Emergency Planning and Right To Know Fund, Auditor's Endorsement Fee Fund Fund, and Enhanced Access Fund for the purposes herein specified, subject to the laws governing the same. The sums so appropriated shall be held to include all such expenditures authorized to be made during said calendar year, unless otherwise expressly stipulated and provided by law.

	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
(a) COUNTY ADMINISTRATOR - Dept. 01	COUNTY GENERAL FUND	
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	1,008,025	983,025
4. Capital Outlay	0	0
TOTAL	1,008,025	983,025

COUNTY ADMINISTRATOR	CUMULATIVE CAPITAL DEVELOPMENT FUND	
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	1,266,643	1,266,643
4. Capital Outlay	0	0
TOTAL	1,266,643	1,266,643

(b) COUNTY AUDITOR - Dept. 02	COUNTY GENERAL FUND	
1. Personal Services	1,970,223	747,214
2. Supplies	28,432	22,432
3. Other Services and Charges	20,436,589	20,223,589
4. Capital Outlay	77,727	52,727
TOTAL	22,512,971	21,045,962

COUNTY AUDITOR	PROPERTY REASSESSMENT FUND	
1. Personal Services	38,003	38,003
2. Supplies	1,000	1,000
3. Other Services and Charges	10,000	9,000
4. Capital Outlay	12,000	6,000
TOTAL	61,003	54,003

COUNTY AUDITOR	AUDITOR'S ENDORSEMENT FEE FUND	
1. Personal Services	27,842	27,842
2. Supplies	0	0
3. Other Services and Charges	170,000	170,000
4. Capital Outlay	20,000	20,000
TOTAL	217,842	217,842

COUNTY AUDITOR	LOCAL EMERGENCY PLANNING AND RIGHT TO KNOW FUND	
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	67,500	67,500
4. Capital Outlay	0	0
TOTAL	67,500	67,500

(c) COUNTY COMMISSIONERS - Dept. 03	COUNTY GENERAL FUND	
1. Personal Services	87,996	87,996
2. Supplies	1,287	1,287
3. Other Services and Charges	25,461	15,461
4. Capital Outlay	2,500	1,500
TOTAL	117,244	106,244

(d) COUNTY CORONER - Dept. 07	COUNTY GENERAL FUND	
1. Personal Services	608,224	608,224
2. Supplies	57,926	50,426
3. Other Services and Charges	1,457,717	1,427,717
4. Capital Outlay	28,136	28,136
TOTAL	2,152,003	2,114,503

COUNTY RECORDER - Dept. 08	COUNTY GENERAL FUND	
1. Personal Services	1,252,774	978,913
2. Supplies	0	0
3. Other Services and Charges	102,660	0
4. Capital Outlay	0	0
TOTAL	1,355,434	978,913

COUNTY RECORDER	COUNTY RECORDER'S PERPETUATION FUND	
1. Personal Services	0	376,521
2. Supplies	38,802	38,802
3. Other Services and Charges	386,251	386,251
4. Capital Outlay	407,352	407,352
TOTAL	832,405	1,208,926

(e) COUNTY TREASURER - Dept. 09	COUNTY GENERAL FUND	
1. Personal Services	1,255,803	1,255,803
2. Supplies	23,049	20,949
3. Other Services and Charges	567,928	562,928
4. Capital Outlay	44,500	30,000
TOTAL	1,891,280	1,869,680

COUNTY TREASURER	ENHANCED ACCESS FUND	
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	100,000	100,000
4. Capital Outlay	0	0
TOTAL	100,000	100,000

(f) COUNTY SURVEYOR - Dept. 10	COUNTY GENERAL FUND	
1. Personal Services	520,932	520,932
2. Supplies	5,377	1,877
3. Other Services and Charges	388,294	83,054
4. Capital Outlay	6,908	6,408
TOTAL	939,511	612,271

COUNTY SURVEYOR	SURVEYOR'S CORNER PERPETUATION FUND	
1. Personal Services	56,422	56,422
2. Supplies	10,000	10,000
3. Other Services and Charges	18,400	44,400
4. Capital Outlay	60,000	60,000
TOTAL	144,822	170,822

SECTION 2. Appropriations for Certain Allocated Expenses.

As part of the appropriations authorized for the various offices by Section 1 and included under "3. Other Services and Charges" may be amounts allocated for payment of City-County Building rent, Juvenile Center rent, jail rent, telephone services, Information Services Agency charges, security charge back, Jail II rent, and fringe benefits. The building rent, Information Services Agency, telephone charges, and fringe benefits cannot be transferred without City-County Council approval. In total there is appropriated for 2004:

(1) City-County Building Rent	\$1,502,742
(2) Juvenile Center Rent	\$2,623,900
(3) Jail Rent	\$1,348,000
(4) Telephone Services	\$712,288
(5) Information Services Agency Charge	\$12,944,955
(6) Security Charge Back	\$474,355
(7) Jail II Rent	\$1,094,000
(8) Fringe Benefits	\$21,997,688

The Auditor is authorized to pay such charges to the extent of the total appropriations and allocate the total to the respective offices on the basis of actual use and charges without further action by this Council, unless the aggregate totals exceed the total appropriations for such purpose or the allocation to any specific office would exceed the unencumbered balance for Character 3 expenditures of any such office.

SECTION 3. Compensation Limitations.

(a) Compensation of elected officials are fixed by Sec. 192-103 of the Revised Code of the Consolidated City and County.

(b) Pursuant to IC 36-3-6-1 and Article III of Chapter 192 of the Revised Code of the Consolidated City and County, the annual compensation for all appointed officers, deputies, and employees, whose compensation is paid from appropriations made in this ordinance, is fixed for the calendar year 2004 as set forth in this section.

(c) The maximum number of authorized employees for each agency, whose compensation is appropriated by this ordinance, for the calendar year 2004, shall be limited as follows:

Agency	Position Type	2004 Proposed
Auditor	Full Time FTE	36.00
Auditor	Part Time/Seasonal FTE	.25
Commissioners	Full Time FTE	2.00
Coroner	Full Time FTE	11.00
Coroner	Part Time/Seasonal FTE	2.75
Recorder	Full Time FTE	34.00
Recorder	Part Time/Seasonal FTE	.50
Treasurer	Full Time FTE	29.00
Treasurer	Part Time/Seasonal FTE	2.60
Surveyor	Full Time FTE	10.00
Surveyor	Part Time/Seasonal FTE	.25
Total		128.35

As used in this subsection, "full time equivalents" (FTE) in some agencies are calculated as follows: One FTE is a full-time employee's work year of 2,080 hours. To calculate FTE for part-time or seasonal employees, the total of the hours budgeted is divided by 2,080. Other agencies may calculate a "full-time equivalent" (FTE) as a full-time employee's work year of 1,950 hours. To calculate this FTE for part-time or seasonal employees, the total hours budgeted is divided by 1,950.

(d) All other appointed officers, deputies, and employees, whose compensation is paid from appropriations made by this ordinance, shall be classified and paid in accordance with the following schedule:

MARION COUNTY SALARY GRADE SCALE AS OF JANUARY 2, 2004			
DBM CODE	MINIMUM SALARY	MID-POINT SALARY	MAXIMUM SALARY
A12	\$13,245.00	\$15,893.00	\$18,542.00
A13	\$14,951.00	\$17,942.00	\$20,929.00
B21	\$16,289.00	\$19,951.00	\$23,617.00
B22	\$17,838.00	\$21,852.00	\$25,867.00
B23	\$19,539.00	\$23,934.00	\$28,330.00
B24	\$21,400.00	\$26,212.00	\$31,027.00
B31	\$24,527.00	\$30,045.00	\$35,564.00
B32	\$28,609.00	\$35,047.00	\$41,482.00
C41	\$30,780.00	\$38,016.00	\$45,249.00
C42	\$32,847.00	\$40,566.00	\$48,284.00
C43	\$35,051.00	\$43,287.00	\$51,525.00
C51	\$37,563.00	\$46,955.00	\$56,347.00
C52	\$41,412.00	\$51,763.00	\$62,117.00
D61	\$41,721.00	\$53,194.00	\$64,667.00
D62	\$43,532.00	\$55,502.00	\$67,473.00
D63	\$46,452.00	\$59,226.00	\$72,000.00
D71	\$47,733.00	\$62,054.00	\$76,373.00
D72	\$52,623.00	\$68,409.00	\$84,196.00
E81	\$57,082.00	\$74,205.00	\$91,330.00
E82	\$60,910.00	\$79,184.00	\$97,457.00
E83	\$64,996.00	\$84,497.00	\$103,998.00

(e) Neither the number of Full Time Equivalents nor the compensation schedule shall be increased without approval of the Council in accordance with Article III of Chapter 191 of the Revised Code of the Consolidated City and County.

(f) No officer or employee, except elected officers, shall have any vested right to receive such amount or any minimum amount except as may be accrued or otherwise provided by law. Control as to any decrease in compensation shall be vested in the body or officer having direction over the person affected, as provided by law.

(g) Any employee of the city or county who authorizes the payment of, or accepts, any salary, wage or compensation, either as to separate persons or in gross, in excess of that authorized in this Section 5, shall be indebted to the city or county for repayment of the excess; and such actions shall be grounds for impeachment, removal, or dismissal in the manner provided by law.

SECTION 4. This ordinance shall be in full force and effect beginning January 1, 2004, after passage by the City-County Council, and approval by the Department of Local Government Finance as required by law.

PROPOSAL NO. 471, 2003. Councillor Coonrod reported that the Public Safety and Criminal Justice Committee heard Proposal No. 471, 2003 on September 10, 2003. The proposal, sponsored by Councillor Dowden, adopts the annual budget for 2004 for certain Marion County law enforcement and correction agencies appropriating \$99,563,546. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

Councillor Nytes made the following motion:

Mr. President:

We respectfully move that SECTION 1 of Proposal No. 471, 2003 be amended, as follows: the figures that are stricken-through on the portions of SECTION 1 reprinted below shall NOT be approved by the Council; rather, the Council shall approve the highlighted figures which appear to the right of the stricken figures on the portions reprinted below.

	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
(b) COUNTY SHERIFF - Dept. 33	COUNTY GENERAL FUND	
1. Personal Services	61,588,992	61,588,992
2. Supplies	1,779,193	<u>1,754,193</u>
3. Other Services and Charges	20,270,797	20,270,797
4. Capital Outlay	88,191	88,191
TOTAL	83,727,173	<u>83,702,173</u>

(c) COMMUNITY CORRECTIONS - Dept. 34	COUNTY GENERAL FUND	
1. Personal Services	377,983	377,983
2. Supplies	41,001	<u>37,001</u>
3. Other Services and Charges	2,357,351	2,357,351
4. Capital Outlay	12,200	<u>10,000</u>
TOTAL	2,788,535	<u>2,782,335</u>

(d) MARION COUNTY JUSTICE AGENCY Dept. 37	COUNTY GENERAL FUND	
1. Personal Services	1,330,442	1,330,442
2. Supplies	26,175	26,175
3. Other Services and Charges	310,505	<u>308,505</u>
4. Capital Outlay	11,018	10,000
TOTAL	1,678,140	<u>1,676,140</u>

SIGNED:

Rozelle Boyd, Minority Leader
Elwood Black
Maggie Brents
Lonnell Conley
William Douglas
Ron Gibson
Monroe Gray, Jr.
Karen Celestino Horseman
Harvey Knox
Mary Moriarty Adams
Jackie Nytes
Joanne Sanders
Frank T. Short
Steve Talley

Councillor Horseman seconded the motion. President Borst asked what the total is for this amendment. Councillor Nytes said that the total is \$33,200. President Borst asked if this includes the Sheriff's \$80 million budget, seeing that \$30,000 was all that could be found. Councillor Nytes said that it does, because she believes the Sheriff's above-guideline budget request was a great deal more than the budget he ultimately submitted. She recognizes that the budget submitted is significantly less than the Sheriff, in his professional judgment, thinks is necessary to adequately run his agency. In keeping with the spirit of cutting budgets County-wide, she did identify a small cut in supplies.

Councillor Coonrod said that he also is concerned about cutting spending, but does not like to see funding for public safety reduced. He said that he believes these additional cuts seem unnecessary.

Councillor Nytes' motion to amend carried on the following roll call vote; viz:

16 YEAS: Black, Boyd, Brents, Conley, Coughenour, Douglas, Frick, Gibson, Gray, Horseman, Knox, Moriarty Adams, Nytes, Sanders, Short, Talley
13 NAYS: Bainbridge, Borst, Bradford, Cockrum, Coonrod, Dowden, Langsford, Massie, McWhirter, Schneider, Smith, Soards, Tilford

Councillor Coonrod moved, seconded by Councillor Dowden, for adoption. Proposal No. 471, 2003, as amended, was adopted on the following roll call vote; viz:

29 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley
0 NAYS:

Proposal No. 471, 2003, as amended, was retitled FISCAL ORDINANCE NO. 114, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 114, 2003

A FISCAL ORDINANCE adopting the Annual Budget for 2004 for certain law enforcement and correction agencies of Marion County appropriating amounts for necessary expenses for the operation of those agencies of Marion County government for the calendar year beginning January 1, 2004, and ending December 31, 2004.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Marion County Law Enforcement and Corrections Appropriations for 2004.

For the expenses of certain law enforcement and correction agencies of Marion County government and its institutions for the calendar year beginning January 1, 2004, and ending December 31, 2004, the sums of money set out in this section are hereby appropriated and ordered set apart out of the County General Fund, County Extradition Fund, Law Enforcement Fund, Drug Free Community Fund, Sheriff's Continuing Education Fund, Conditional Release Fund, County Misdemeanant Community Corrections Fund, Deferral Program Fee Fund, Marion County Cumulative Capital Development Fund, Forensic Training Fund, Capital Improvement Leases Fund, and Law Enforcement Equitable Share Fund for the purposes herein specified, subject to the laws governing the same. The sums so appropriated shall be held to include all such expenditures authorized to be made during said calendar year, unless otherwise expressly stipulated and provided by law.

	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
(a) FORENSIC SERVICES AGENCY Dept. 32	COUNTY GENERAL FUND	
1. Personal Services	3,076,246	3,076,246
2. Supplies	168,344	168,344
3. Other Services and Charges	263,663	263,663
4. Capital Outlay	132,637	132,637
TOTAL	3,640,890	3,640,890

FORENSIC SERVICES AGENCY	FORENSIC TRAINING FUND	
1. Personal Services	162,784	162,784
2. Supplies	20,000	20,000
3. Other Services and Charges	86,000	86,000
4. Capital Outlay	50,000	50,000
TOTAL	318,784	318,784

(b) COUNTY SHERIFF - Dept. 33	COUNTY GENERAL FUND	
1. Personal Services	61,588,992	62,744,487
2. Supplies	1,779,193	1,787,393
3. Other Services and Charges	20,270,797	20,310,597
4. Capital Outlay	88,191	174,191
TOTAL	83,727,173	85,016,668

COUNTY SHERIFF	COUNTY EXTRADITION FUND	
1. Personal Services	50,668	50,668
2. Supplies	7,000	7,000
3. Other Services and Charges	86,879	86,879
4. Capital Outlay	0	0
TOTAL	144,547	144,547

COUNTY SHERIFF	CAPITAL IMPROVEMENT LEASES	
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	2,009,000	2,009,000
4. Capital Outlay	0	0
TOTAL	2,009,000	2,009,000

COUNTY SHERIFF	CUMULATIVE CAPITAL DEVELOPMENT FUND	
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	0	0
4. Capital Outlay	2,254,212	2,254,212
TOTAL	2,254,212	2,254,212

COUNTY SHERIFF	SHERIFF'S CONTINUING EDUCATION FUND	
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	30,000	30,000
4. Capital Outlay	0	0
TOTAL	30,000	30,000

COUNTY SHERIFF	DEFERRAL PROGRAM FEE FUND	
1. Personal Services	71,758	71,758
2. Supplies	133,512	133,512
3. Other Services and Charges	130,000	130,000
4. Capital Outlay	5,000	5,000
TOTAL	340,270	340,270

COUNTY SHERIFF	COUNTY MISDEMEANANT COMMUNITY CORRECTIONS FUND	
1. Personal Services	0	0
2. Supplies	125,003	125,003
3. Other Services and Charges	227,501	227,501
4. Capital Outlay	37,244	37,244
TOTAL	389,748	389,748

(c) COMMUNITY CORRECTIONS - Dept. 34	COUNTY GENERAL FUND	
1. Personal Services	377,983	377,983
2. Supplies	41,001	37,001
3. Other Services and Charges	2,357,351	2,357,351
4. Capital Outlay	12,200	10,000
TOTAL	2,788,535	2,782,335

COMMUNITY CORRECTIONS	COUNTY MISDEMEANANT COMMUNITY CORRECTIONS FUND	
1. Personal Services	33,154	33,154
2. Supplies	0	0
3. Other Services and Charges	162,681	162,681
4. Capital Outlay	0	0
TOTAL	195,835	195,835

COMMUNITY CORRECTIONS	PRE-TRIAL HOME DETENTION FUND	
1. Personal Services	41,150	41,150
2. Supplies	0	0
3. Other Services and Charges	31,216	31,216
4. Capital Outlay	0	0
TOTAL	72,366	72,366

(d) MARION COUNTY JUSTICE AGENCY, Dept. 37	COUNTY GENERAL FUND	
1. Personal Services	1,330,442	1,330,442
2. Supplies	26,175	26,175
3. Other Services and Charges	310,505	308,505
4. Capital Outlay	11,018	11,018
TOTAL	1,678,140	1,676,140

MARION COUNTY JUSTICE AGENCY	LAW ENFORCEMENT FUND	
1. Personal Services	402,907	402,907
2. Supplies	36,850	36,850
3. Other Services and Charges	419,050	419,050
4. Capital Outlay	102,000	102,000
TOTAL	960,807	960,807

MARION COUNTY JUSTICE AGENCY	DRUG FREE COMMUNITY FUND	
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	500,000	500,000
4. Capital Outlay	0	0
TOTAL	500,000	500,000

MARION COUNTY JUSTICE AGENCY	CONDITIONAL RELEASE FUND	
1. Personal Services	139,771	139,771
2. Supplies	5,660	5,660
3. Other Services and Charges	14,850	14,850
4. Capital Outlay	10,000	10,000
TOTAL	170,281	170,281

MARION COUNTY JUSTICE AGENCY	COUNTY MISDEMEANANT COMMUNITY CORRECTIONS FUND	
1. Personal Services	54,896	54,896
2. Supplies	0	0
3. Other Services and Charges	0	0
4. Capital Outlay	0	0
TOTAL	54,896	54,896

MARION COUNTY JUSTICE AGENCY	LAW ENFORCEMENT EQUITABLE SHARE FUND	
1. Personal Services	0	0
2. Supplies	67,000	67,000
3. Other Services and Charges	75,000	75,000
4. Capital Outlay	146,062	146,062
TOTAL	288,062	288,062

SECTION 2. The sums appropriated for the State and Federal Grants Fund and County Grants Fund as part of this ordinance shall not be allocated until the County Auditor approves the amount and identifies the recipient of each grant.

SECTION 3. Appropriations for Certain Allocated Expenses.

As part of the appropriations authorized for the various offices by Section 1 and included under "3. Other Services and Charges" may be amounts allocated for payment of City-County Building rent, Juvenile Center rent, jail rent, telephone services, Information Services Agency charges, security charge back, Jail II rent, and fringe benefits. The building rent, Information Services Agency, telephone charges, and fringe benefits cannot be transferred without City-County Council approval. In total there is appropriated for 2004:

(1) City-County Building Rent	\$1,502,742
(2) Juvenile Center Rent	\$2,623,900
(3) Jail Rent	\$1,348,150
(4) Telephone Services	\$712,288
(5) Information Services Agency Charge	\$12,944,955
(6) Security Charge Back	\$474,355
(7) Jail II Rent	\$1,094,000
(8) Fringe Benefits	\$21,997,688

The Auditor is authorized to pay such charges to the extent of the total appropriations and allocate the total to the respective offices on the basis of actual use and charges without further action by this Council, unless the aggregate totals exceed the total appropriations for such purpose or the allocation to any specific office would exceed the unencumbered balance for Character 3 expenditures of any such office.

SECTION 4. Compensation Limitations.

(a) Compensation for elected officials is fixed by Sec. 192-103 of the Revised Code of the Consolidated City and County.

(b) Pursuant to IC 36-3-6-1 and Article III of Chapter 192 of the Revised Code of the Consolidated City and County, the annual compensation for all appointed officers, deputies, and employees, whose compensation is paid from appropriations made in this ordinance, is fixed for the calendar year 2004 as set forth in this section.

(c) For each agency the maximum number of authorized employees, whose compensation is appropriated by this ordinance, for the calendar year 2004, shall be limited as follows:

Agency	Position Type	2004 Proposed
Clerk	Full Time FTE	138.75
Clerk	Part Time/Seasonal FTE	6.00
Public Defender	Full Time FTE	127.00
Public Defender	Part Time/Seasonal FTE	1.00
Prosecutor	Full Time FTE	219.00
Prosecutor	Part Time/Seasonal FTE	12.00
Prosecutor-Child Support	Full Time FTE	88.00
Forensic Services	Full Time FTE	53.00
Forensic Services	Part Time/Seasonal FTE	1.20
Sheriff	Full Time FTE	701.00
Sheriff	Part Time/Seasonal FTE	49.00
Sheriff	Merit FTE	408.0
Community Corrections	Full Time FTE	58.00
Circuit Court	Full Time FTE	9.00
Circuit Court	Part Time/Seasonal FTE	3.90
Justice Agency	Full Time FTE	34.00
Justice Agency	Part Time/Seasonal FTE	1.76
Total		1,910.61

As used in this subsection, "full time equivalents" (FTE) in some agencies are calculated as follows: One FTE is a full-time employee's work year of 2,080 hours. To calculate FTE for part-time or seasonal employees, the total of the hours budgeted is divided by 2,080. Other agencies may calculate a "full time equivalent" (FTE) as a full-time employee's work year of 1,950 hours. To calculate this FTE for part-time or seasonal employees, the total hours budgeted is divided by 1,950.

(c) The salaries of the following are fixed as recommended by the County Salary Recommendation Panel:

Director, Forensics Services Agency	Range	\$88,593 - \$93,461
Executive Director, Community Corrections	Range	\$66,461 - \$70,615

(d) Hourly employees in a bargaining unit recognized in accordance with Article VI of Chapter 291 of the Revised Code of the Consolidated City and County shall be paid in accordance with the terms of the applicable bargaining agreement approved pursuant to Sec. 291-610 of the Revised Code of the Consolidated City and County.

(e) All other appointed officers, deputies, and employees, whose compensation is paid from appropriations made by this ordinance, shall be classified and paid in accordance with the following schedule:

MARION COUNTY SALARY GRADE SCALE AS OF JANUARY 2, 2004			
DBM CODE	MINIMUM SALARY	MID-POINT SALARY	MAXIMUM SALARY
A12	\$13,245.00	\$15,893.00	\$18,542.00
A13	\$14,951.00	\$17,942.00	\$20,929.00
B21	\$16,289.00	\$19,951.00	\$23,617.00
B22	\$17,838.00	\$21,852.00	\$25,867.00
B23	\$19,539.00	\$23,934.00	\$28,330.00
B24	\$21,400.00	\$26,212.00	\$31,027.00
B31	\$24,527.00	\$30,045.00	\$35,564.00
B32	\$28,609.00	\$35,047.00	\$41,482.00

C41	\$30,780.00	\$38,016.00	\$45,249.00
C42	\$32,847.00	\$40,566.00	\$48,284.00
C43	\$35,051.00	\$43,287.00	\$51,525.00
C51	\$37,563.00	\$46,955.00	\$56,347.00
C52	\$41,412.00	\$51,763.00	\$62,117.00
D61	\$41,721.00	\$53,194.00	\$64,667.00
D62	\$43,532.00	\$55,502.00	\$67,473.00
D63	\$46,452.00	\$59,226.00	\$72,000.00
D71	\$47,733.00	\$62,054.00	\$76,373.00
D72	\$52,623.00	\$68,409.00	\$84,196.00
E81	\$57,082.00	\$74,205.00	\$91,330.00
E82	\$60,910.00	\$79,184.00	\$97,457.00
E83	\$64,996.00	\$84,497.00	\$103,998.00

(f) Neither the number of Full Time Equivalents nor the compensation schedule shall be increased without approval of the Council in accordance with Article III of Chapter 191 of the Revised Code of the Consolidated City and County.

(g) No officer or employee, except elected officers, shall have any vested right to receive such amount or any minimum amount except as may be accrued or otherwise provided by law. Control as to any decrease in compensation shall be vested in the body or officer having direction over the person affected, as provided by law.

(h) Any employee of the city or county who authorizes the payment of, or accepts, any salary, wage or compensation, either as to separate persons or in gross, in excess of that authorized in this Section 5, shall be indebted to the city or county for repayment of the excess; and such actions shall be grounds for impeachment, removal, or dismissal in the manner provided by law.

SECTION 5. This ordinance shall be in full force and effect beginning January 1, 2004, after passage by the City-County Council, approval by the Mayor, and approval by the Department of Local Government Finance as required by law.

PROPOSAL NO. 472, 2003. Councillor Coonrod reported that the Public Safety and Criminal Justice Committee heard Proposal No. 472, 2003 on September 10, 2003. The proposal, sponsored by Councillor Dowden, adopts the annual budget for 2004 for certain judicial agencies of Marion County appropriating \$73,061,085. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

Councillor Nytes made the following motion:

Mr. President:

We respectfully move that SECTION 1 of Proposal No. 472, 2003 be amended, as follows: the figures that are stricken-through on the portions of SECTION 1 reprinted below shall NOT be approved by the Council; rather, the Council shall approve the highlighted figures which appear to the right of the stricken figures on the portions reprinted below.

	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
CLERK OF THE CIRCUIT COURT Dept. 04	COUNTY GENERAL FUND	
1. Personal Services	4,065,344	4,065,344
2. Supplies	52,750	50,250
3. Other Services and Charges	1,079,973	1,079,973
4. Capital Outlay	56,236	41,236
TOTAL	5,254,303	5,236,803

(b) MARION COUNTY PUBLIC DEFENDER, AGENCY - Dept. 29		COUNTY GENERAL FUND	
1.	Personal Services	5,968,849	5,968,849
2.	Supplies	60,702	60,702
3.	Other Services and Charges	2,952,555	2,952,555
4.	Capital Outlay	107,906	92,906
TOTAL		9,090,012	9,075,012

(c) PROSECUTING ATTORNEY - Dept. 30		COUNTY GENERAL FUND	
1.	Personal Services	6,518,197	6,518,197
2.	Supplies	109,346	109,346
3.	Other Services and Charges	1,097,643	1,097,643
4.	Capital Outlay	49,180	39,180
TOTAL		7,774,366	7,764,366

(d) PROSECUTOR'S CHILD SUPPORT IV-D AGENCY - Dept. 31		COUNTY GENERAL FUND	
1.	Personal Services	3,043,014	3,043,014
2.	Supplies	63,900	63,900
3.	Other Services and Charges	1,176,651	1,161,651
4.	Capital Outlay	31,600	29,100
TOTAL		4,315,165	4,297,665

(e) CIRCUIT COURT - Dept. 35		COUNTY GENERAL FUND	
1.	Personal Services	600,643	600,643
2.	Supplies	5,250	5,250
3.	Other Services and Charges	165,390	159,390
4.	Capital Outlay	25,000	20,000
TOTAL		796,283	785,283

(f) MARION COUNTY SUPERIOR COURT, DEPT. 39		COUNTY GENERAL FUND	
1.	Personal Services	27,384,578	27,384,578
2.	Supplies	715,396	715,396
3.	Other Services and Charges	5,954,201	5,846,701
4.	Capital Outlay	524,954	451,954
TOTAL		34,579,129	34,398,629

SIGNED:

Rozelle Boyd, Minority Leader
 Elwood Black
 Maggie Brents
 Lonnell Conley
 William Douglas
 Ron Gibson
 Monroe Gray, Jr.
 Karen Celestino Horseman
 Harvey Knox
 Mary Moriarty Adams
 Jackie Nytes
 Joanne Sanders
 Frank T. Short
 Steve Talley

Councillor Horseman seconded the motion. Councillor Coonrod said that he feels the cuts made earlier have balanced the shortfall in the County budget and he believes further cuts in public safety are unnecessary.

Councillor Short said that these cuts are for items like furniture and supplies and should not affect public safety.

Councillor Dowden said that arbitrarily cutting funds out of criminal justice may affect public safety. He said that with an increased number of policemen and the crime that the City has, it would not be prudent to make these arbitrary cuts.

Councillor Frick asked if any capital projects would be cut, since some of this money is coming out of Character 04, Capital Outlay. Councillor Nytes said that she does not anticipate cuts in personnel or critical supplies, but is recommending cuts in furniture and computer equipment. She said that the City has slowed its computer replacement process, and she believes the County can also. Councillor Frick said that he would like to hear from these agencies that these cuts can be absorbed. Sue Patterson, chief financial officer for the Marion County Superior Courts, said that cuts in Character 03 could affect things like jury pay, psychological exams, interpreter costs, which have exploded since 1996, and she believes it will impede the Court's ability to do the work they need to do. She said that they could probably sustain the cuts to Character 04, but not in Character 03, where they have seen nothing but increases in costs.

Councillor Smith asked if Ms. Patterson was contacted regarding these cuts. Ms. Patterson said that she was not. Councillor Nytes said that she indicated earlier that she has not contacted agency heads, as she understood others had been working with them for several weeks. She said that the Council was told the County budget was cut to the bone, but she has not seen any of these types of cuts.

Councillor McWhirter asked David Cook, director of the Public Defender Agency, what these cuts would mean to his agency. Mr. Cook said that the cuts in Character 04 would not cause them to cut services.

Councillor Sanders said that many of her colleagues were willing to cut health care for the poor and children's services, and these cuts are not even close to 5%.

Councillor Horseman said that she will abstain because she has some contracts with the Public Defender Agency, and she believes Councillor Bradford also provides services to the Courts. Councillor Bradford said that the Courts occasionally order lunches from his restaurant, but he does not believe this is a conflict of interest. Mr. Elrod said that if there was some sort of bidding or contractual arrangement, Councillor Bradford should probably abstain, particularly if these fees are paid out of Character 03. Councillor Bradford said that he will also therefore abstain.

Councillor Nytes' motion to amend carried on the following roll call vote; viz:

18 YEAS: Black, Borst, Boyd, Brents, Cockrum, Conley, Coughenour, Douglas, Frick, Gibson, Gray, Knox, Langsford, Moriarty Adams, Nytes, Sanders, Schneider, Short
8 NAYS: Bainbridge, Coonrod, Dowden, Massie, McWhirter, Smith, Soards, Tilford
3 NOT VOTING: Bradford, Horseman, Talley

Councillor Coonrod moved, seconded by Councillor Coughenour, for adoption. Proposal No. 472, 2003, as amended, was adopted on the following roll call vote; viz:

21 YEAS: Bainbridge, Black, Borst, Boyd, Brents, Cockrum, Conley, Coughenour, Douglas, Gibson, Gray, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Short, Soards, Tilford
5 NAYS: Coonrod, Dowden, Frick, Schneider, Smith
3 NOT VOTING: Bradford, Horseman, Talley

Proposal No. 472, 2003, as amended, was retitled FISCAL ORDINANCE NO. 115, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 115, 2003

A FISCAL ORDINANCE adopting the Annual Budget for 2004 for certain judicial agencies of Marion County appropriating amounts for the necessary expenses for the operation of those agencies for the calendar year beginning January 1, 2004, and ending December 31, 2004.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Judicial Department Appropriations for 2004.

For the expenses of certain judicial agencies of Marion County government for the calendar year beginning January 1, 2004, and ending December 31, 2004, the sums of money set out in this section are hereby appropriated and ordered set apart out of the County General Fund, Clerk's Perpetuation Fund, Clerk's Enhanced Access Fund, Supplemental Public Defender Fund, Supplemental Adult Probation Fees Fund, Juvenile Probation Fees Fund, Guardian Ad Litem Fund, County Diversion Fund, Alcohol and Drug Services Fund, Deferral Program Fee Fund, Cumulative Capital Development Fund, Jury Pay Fund, Juvenile Court Alternative School Services Fund, and Drug Testing Laboratory Fund for the purposes herein specified, subject to the laws governing the same. The sums so appropriated shall be held to include all such expenditures authorized to be made during said calendar year, unless otherwise expressly stipulated and provided by law.

	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
(a) CLERK OF THE CIRCUIT COURT Dept. 04	COUNTY GENERAL FUND	
1. Personal Services	4,065,344	4,131,344
2. Supplies	52,750	50,250
3. Other Services and Charges	1,079,973	1,079,973
4. Capital Outlay	56,236	41,236
TOTAL	5,254,303	5,302,803

CLERK OF THE CIRCUIT COURT Dept. 04	CLERK'S PERPETUATION FUND	
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	63,000	63,000
4. Capital Outlay	0	0
TOTAL	63,000	63,000

CLERK OF THE CIRCUIT COURT Dept. 04	CLERK'S ENHANCED ACCESS FUND	
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	1,600	1,600
4. Capital Outlay	0	0
TOTAL	1,600	1,600

(b) MARION COUNTY PUBLIC DEFENDER AGENCY - Dept. 29	COUNTY GENERAL FUND	
1. Personal Services	5,968,849	6,112,849
2. Supplies	60,702	60,702
3. Other Services and Charges	2,952,555	2,808,555
4. Capital Outlay	107,906	92,906
TOTAL	9,090,012	9,075,012

MARION COUNTY PUBLIC DEFENDER AGENCY	SUPPLEMENTAL PUBLIC DEFENDER FUND	
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	205,000	205,000
4. Capital Outlay	0	0
TOTAL	205,000	205,000

(c) PROSECUTING ATTORNEY - Dept. 30	COUNTY GENERAL FUND	
1. Personal Services	6,518,197	6,518,197
2. Supplies	109,346	109,346
3. Other Services and Charges	1,097,643	1,097,643
4. Capital Outlay	49,180	39,180
TOTAL	7,774,366	7,764,366

PROSECUTING ATTORNEY	COUNTY DIVERSION FUND	
1. Personal Services	668,944	668,944
2. Supplies	5,000	5,000
3. Other Services and Charges	200,000	200,000
4. Capital Outlay	4,916	4,916
TOTAL	878,860	878,860

PROSECUTING ATTORNEY	DEFERRAL PROGRAM FEE FUND	
1. Personal Services	1,865,163	2,380,006
2. Supplies	21,500	72,771
3. Other Services and Charges	1,111,673	960,402
4. Capital Outlay	107,833	107,833
TOTAL	3,106,169	3,521,012

(d) PROSECUTOR'S CHILD SUPPORT IV-D AGENCY - Dept. 31	COUNTY GENERAL FUND	
1. Personal Services	3,043,014	3,043,014
2. Supplies	63,900	63,900
3. Other Services and Charges	1,176,651	1,161,651
4. Capital Outlay	31,600	29,100
TOTAL	4,315,165	4,297,665

(e) CIRCUIT COURT - Dept. 35	COUNTY GENERAL FUND	
1. Personal Services	600,643	600,643
2. Supplies	5,250	5,250
3. Other Services and Charges	165,390	159,390
4. Capital Outlay	25,000	20,000
TOTAL	796,283	785,283

(f) MARION COUNTY SUPERIOR COURT - Dept. 39	COUNTY GENERAL FUND	
1. Personal Services	27,384,578	27,384,578
2. Supplies	715,396	784,061
3. Other Services and Charges	5,954,201	5,981,852
4. Capital Outlay	524,954	248,138
TOTAL	34,579,129	34,398,629

MARION COUNTY SUPERIOR COURT	ALCOHOL AND DRUG SERVICES FUND	
1. Personal Services	860,027	860,027
2. Supplies	145,133	145,133
3. Other Services and Charges	18,858	18,858
4. Capital Outlay	0	0
TOTAL	1,024,018	1,024,018

MARION COUNTY SUPERIOR COURT	CUMULATIVE CAPITAL DEVELOPMENT FUND	
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	1,937,052	1,937,052
4. Capital Outlay	0	0
TOTAL	1,937,052	1,937,052

MARION COUNTY SUPERIOR COURT	JUVENILE PROBATION FEES FUND	
1. Personal Services	0	0
2. Supplies	20,000	20,000
3. Other Services and Charges	90,000	90,000
4. Capital Outlay	70,000	70,000
TOTAL	180,000	180,000

MARION COUNTY SUPERIOR COURT	JUVENILE COURT ALTERNATIVE SCHOOL SERVICES FUND	
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	562,218	562,218
4. Capital Outlay	0	0
TOTAL	562,218	562,218

MARION COUNTY SUPERIOR COURT	COUNTY DIVERSION FUND	
1. Personal Services	61,347	61,347
2. Supplies	0	0
3. Other Services and Charges	0	0
4. Capital Outlay	0	0
TOTAL	61,347	61,347

MARION COUNTY SUPERIOR COURT	GUARDIAN AD LITEM FUND	
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	139,811	139,811
4. Capital Outlay	0	0
TOTAL	139,811	139,811

MARION COUNTY SUPERIOR COURT	SUPPLEMENTAL ADULT PROBATION FEES FUND	
1. Personal Services	2,061,620	2,061,620
2. Supplies	24,220	24,220
3. Other Services and Charges	122,278	122,278
4. Capital Outlay	38,200	38,200
TOTAL	2,246,318	2,246,318

MARION COUNTY SUPERIOR COURT	DEFERRAL PROGRAM FEE FUND	
1. Personal Services	154,920	154,920
2. Supplies	0	0
3. Other Services and Charges	100,000	100,000
4. Capital Outlay		
TOTAL	254,920	254,920

MARION COUNTY SUPERIOR COURT	JURY PAY FUND	
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	250,000	250,000
4. Capital Outlay	0	0
TOTAL	250,000	250,000

MARION COUNTY SUPERIOR COURT	DRUG TESTING LABORATORY FUND	
1. Personal Services	218,106	218,106
2. Supplies	103,400	103,400
3. Other Services and Charges	18,100	18,100
4. Capital Outlay	1,908	1,908
TOTAL	341,514	341,514

SECTION 2. The sums appropriated for the State and Federal Grants Fund and County Grants Fund as part of this ordinance shall not be allocated until the County Auditor approves the amount and identifies the recipient of each grant.

SECTION 3. Appropriations for Certain Allocated Expenses.

As part of the appropriations authorized for the various offices by Section 1 and included under "3. Other Services and Charges" may be amounts allocated for payment of City-County Building rent, Juvenile Center rent, jail rent, telephone services, Information Services Agency charges, security charge back, Jail II rent, and fringe benefits. The building rent, Information Services Agency, telephone charges, and fringe benefits cannot be transferred without City-County Council approval. In total there is appropriated for 2004:

(1) City-County Building Rent	\$1,502,742
(2) Juvenile Center Rent	\$2,623,900
(3) Telephone Services	\$712,288
(4) Information Services Agency Charge	\$12,944,955
(5) Security Charge Back	\$474,355
(6) Fringe Benefits	\$21,997,688

The Auditor is authorized to pay such charges to the extent of the total appropriations and allocate the total to the respective offices on the basis of actual use and charges without further action by this Council, unless the aggregate totals exceed the total appropriations for such purpose or the allocation to any specific office would exceed the unencumbered balance for Character 3 expenditures of any such office.

SECTION 4. Compensation Limitations.

(a) Compensation for elected officers is fixed by Sec. 192-103 of the Revised Code of the Consolidated City and County.

(b) Pursuant to IC 36-3-6-1 and Article III of Chapter 192 of the Revised Code of the Consolidated City and County, the annual compensation for all appointed officers, deputies, and employees, whose compensation is paid from appropriations made in this ordinance, is fixed for the calendar year 2004 as set forth in this section.

(c) For each agency the maximum number of authorized employees, whose compensation is appropriated by this ordinance, for the calendar year 2004, shall be limited as follows:

Agency	Position Type	2004 Proposed
Superior Court	Full Time FTE	671.00
Superior Court	Part Time/Seasonal FTE	18.62
Total		689.62

As used in this subsection, "full time equivalents" (FTE) in some agencies are calculated as follows: One FTE is a full-time employee's work year of 2,080 hours. To calculate FTE for part-time or seasonal employees, the total of the hours budgeted is divided by 2,080. Other agencies may calculate a "full

time equivalent" (FTE) as a full-time employee's work year of 1,950 hours. To calculate this FTE for part-time or seasonal employees, the total hours budgeted is divided by 1,950.

(d) The salaries of those judges, officers of courts, prosecuting attorneys, and deputy prosecuting attorneys whose minimum salaries are fixed by statute are confirmed as fixed by statute.

(e) The salary of the following is fixed as recommended by the Board of the Public Defender's Agency:

Chief Public Defender	Range	\$85,000 - \$95,000
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(f) All other appointed officers, deputies, and employees, whose compensation is paid from appropriations made by this ordinance, shall be classified and paid in accordance with the following schedule:

MARION COUNTY SALARY GRADE SCALE AS OF JANUARY 2, 2004			
DBM CODE	MINIMUM SALARY	MID-POINT SALARY	MAXIMUM SALARY
A12	\$13,245.00	\$15,893.00	\$18,542.00
A13	\$14,951.00	\$17,942.00	\$20,929.00
B21	\$16,289.00	\$19,951.00	\$23,617.00
B22	\$17,838.00	\$21,852.00	\$25,867.00
B23	\$19,539.00	\$23,934.00	\$28,330.00
B24	\$21,400.00	\$26,212.00	\$31,027.00
B31	\$24,527.00	\$30,045.00	\$35,564.00
B32	\$28,609.00	\$35,047.00	\$41,482.00
C41	\$30,780.00	\$38,016.00	\$45,249.00
C42	\$32,847.00	\$40,566.00	\$48,284.00
C43	\$35,051.00	\$43,287.00	\$51,525.00
C51	\$37,563.00	\$46,955.00	\$56,347.00
C52	\$41,412.00	\$51,763.00	\$62,117.00
D61	\$41,721.00	\$53,194.00	\$64,667.00
D62	\$43,532.00	\$55,502.00	\$67,473.00
D63	\$46,452.00	\$59,226.00	\$72,000.00
D71	\$47,733.00	\$62,054.00	\$76,373.00
D72	\$52,623.00	\$68,409.00	\$84,196.00
E81	\$57,082.00	\$74,205.00	\$91,330.00
E82	\$60,910.00	\$79,184.00	\$97,457.00
E83	\$64,996.00	\$84,497.00	\$103,998.00

(g) Neither the number of Full Time Equivalents nor the compensation schedule shall be increased without approval of the Council in accordance with Article III of Chapter 191 of the Revised Code of the Consolidated City and County.

(h) No officer or employee, except elected officers, shall have any vested right to receive such amount or any minimum amount except as may be accrued or otherwise provided by law. Control as to any decrease in compensation shall be vested in the body or officer having direction over the person affected, as provided by law.

(i) Any employee of the city or county who authorizes the payment of, or accepts, any salary, wage or compensation, either as to separate persons or in gross, in excess of that authorized in this Section 5, shall be indebted to the city or county for repayment of the excess; and such actions shall be grounds for impeachment, removal, or dismissal in the manner provided by law.

SECTION 4. This ordinance shall be in full force and effect beginning January 1, 2004, after passage by the City-County Council, approval by the Mayor, and approval by the Department of Local Government Finance as required by law.

PROPOSAL NO. 473, 2003. Councillor Coonrod reported that the Administration and Finance and Community Affairs Committees heard Proposal No. 473, 2003 on September 9, 2003. The proposal, sponsored by Councillor Coughenour, adopts the annual budget for 2004 for certain administrative offices and agencies of Marion County appropriating \$50,569,849. The proposal was amended by the Administration and Finance Committee and both Committees reported the proposal to the Council with the recommendation that it do pass.

Councillor Nytes made the following motion:

Mr. President:

We respectfully move that SECTION 1 of Proposal No. 473, 2003 be amended, as follows: the figures that are stricken-through on the portions of SECTION 1 reprinted below shall NOT be approved by the Council; rather, the Council shall approve the highlighted figures which appear to the right of the stricken figures on the portions reprinted below.

	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
(a) COUNTY ELECTION BOARD - Dept. 05	COUNTY GENERAL FUND	
1. Personal Services	1,133,253	1,133,253
2. Supplies	35,000	32,500
3. Other Services and Charges	876,268	803,568
4. Capital Outlay	14,950	10,000
TOTAL	2,059,471	1,979,321

(b) VOTER'S REGISTRATION - Dept. 06	COUNTY GENERAL FUND	
1. Personal Services	717,516	717,516
2. Supplies	30,000	20,000
3. Other Services and Charges	197,357	182,357
4. Capital Outlay	289,406	269,406
TOTAL	1,234,279	1,189,279

(c) COUNTY ASSESSOR - Dept. 15	COUNTY GENERAL FUND	
1. Personal Services	538,932	538,932
2. Supplies	5,377	4,377
3. Other Services and Charges	388,294	388,294
4. Capital Outlay	6,908	4,908
TOTAL	939,511	936,511

COUNTY ASSESSOR	PROPERTY REASSESSMENT FUND	
1. Personal Services	183,470	183,470
2. Supplies	23,500	13,500
3. Other Services and Charges	325,700	260,700
4. Capital Outlay	101,700	76,700
TOTAL	634,370	534,370

CENTER TOWNSHIP ASSESSOR	PROPERTY REASSESSMENT FUND	
1. Personal Services	119,404	119,404
2. Supplies	10,000	7,500
3. Other Services and Charges	20,000	15,000
4. Capital Outlay	20,000	10,000
TOTAL	169,404	151,904

FRANKLIN TOWNSHIP ASSESSOR		PROPERTY REASSESSMENT FUND	
1.	Personal Services	253,527	253,527
2.	Supplies	5,000	4,000
3.	Other Services and Charges	18,822	15,322
4.	Capital Outlay	6,500	5,500
TOTAL		283,849	278,349

LAWRENCE TOWNSHIP ASSESSOR		PROPERTY REASSESSMENT FUND	
1.	Personal Services	330,740	330,740
2.	Supplies	47,500	23,300
3.	Other Services and Charges	301,328	215,528
4.	Capital Outlay	78,500	70,500
TOTAL		758,068	640,068

PERRY TOWNSHIP ASSESSOR		PROPERTY REASSESSMENT FUND	
1.	Personal Services	371,791	371,791
2.	Supplies	10,000	8,000
3.	Other Services and Charges	67,000	60,690
4.	Capital Outlay	18,000	13,000
TOTAL		466,791	453,481

PIKE TOWNSHIP ASSESSOR		PROPERTY REASSESSMENT FUND	
1.	Personal Services	338,744	338,744
2.	Supplies	14,200	10,500
3.	Other Services and Charges	103,570	62,575
4.	Capital Outlay	25,000	15,000
TOTAL		481,514	426,819

(j) WARREN TOWNSHIP ASSESSOR Dept. 22		COUNTY GENERAL FUND	
1.	Personal Services	551,949	551,949
2.	Supplies	8,394	5,894
3.	Other Services and Charges	102,921	101,921
4.	Capital Outlay	4,387	4,387
TOTAL		667,651	664,151

WARREN TOWNSHIP ASSESSOR		PROPERTY REASSESSMENT FUND	
1.	Personal Services	273,194	273,194
2.	Supplies	15,215	13,215
3.	Other Services and Charges	70,360	35,860
4.	Capital Outlay	20,000	10,000
TOTAL		378,769	332,269

WASHINGTON TOWNSHIP ASSESSOR		PROPERTY REASSESSMENT FUND	
1.	Personal Services	292,580	292,580
2.	Supplies	4,500	3,500
3.	Other Services and Charges	64,200	48,600
4.	Capital Outlay	20,000	10,300
TOTAL		381,280	354,980

WAYNE TOWNSHIP ASSESSOR		PROPERTY REASSESSMENT FUND	
1.	Personal Services	341,063	341,063
2.	Supplies	16,746	10,746
3.	Other Services and Charges	60,738	41,338
4.	Capital Outlay	21,556	14,056
TOTAL		440,103	407,203

(j) INFORMATION SERVICES AGENCY Dept. 12		COUNTY GENERAL FUND	
1.	Personal Services	2,576,497	2,576,497
2.	Supplies	81,300	73,800
3.	Other Services and Charges	29,715,666	29,617,666
4.	Capital Outlay	212,167	112,167
TOTAL		32,585,630	32,380,130

SIGNED:

Rozelle Boyd, Minority Leader
 Elwood Black
 Maggie Brents
 Lonnell Conley
 William Douglas
 Ron Gibson
 Monroe Gray, Jr.
 Karen Celestino Horseman
 Harvey Knox
 Mary Moriarty Adams
 Jackie Nytes
 Joanne Sanders
 Frank T. Short
 Steve Talley

Councillor Sanders seconded the motion. President Borst asked what the total amount of these cuts is. Councillor Nytes apologized and said that she has not figured that total. President Borst said that he is concerned because many of these agencies already participated in Proposal No. 477, 2003 and made significant cuts already. Councillor Nytes said that the fact that they were able to participate in Proposal No. 477, 2003 gave her some confidence that they would be able to absorb these cuts, as well.

Councillor Coonrod said that many of these cuts are from the Reassessment Fund, and the rate for that fund is imposed on the County by the State Department of Local Government Finance (DLGF) and is not determined by the Council. Therefore, spending could be reduced, but this would not affect the tax rate, and the revenue would remain the same, and there would just be unspent money. He asked therefore what the point of this reduction would be. Councillor Nytes said that she does not believe the County is locked into that tax rate and she has a different understanding of how that rate is set. She said that she will therefore be proposing later in the evening that this rate be changed. Councillor Coonrod said that he is pretty confident that the rate is not within the authority of the Council to change and he does not believe there is a point in making these expenditure reductions, as these savings cannot be used elsewhere in the budget. He moved, seconded by Councillor Frick, to amend Councillor Nytes' amendment by striking those line items which refer to the Reassessment Fund.

Councillor Sanders said that cuts were made in the Reassessment Fund for Proposal No. 477, 2003 also, and no one is questioning these cuts as being beneficial. Councillor Coonrod said that he would not dispute that the changes there are the same, as well.

Councillor Short said that his understanding is that the rates are set locally and the DLGF simply makes sure the rates are adequate to get the job done.

Councillor Massie asked if Paul Ricketts, president of the Township Assessors, has an opinion regarding changing this rate. Mr. Ricketts said that the DLGF sets the levy and the County then makes the mathematical equation to determine the rate. He said that he is uncomfortable reducing the levy, because that revenue will be needed in the next couple of years for the new property system. He said that the assessors are committed to returning any money they do not spend to the fund balance, and they believe

they can live with these cuts, but do not know for sure. He said that the assessors are historically very conscientious of costs and do not spend frivolously. He said that continually using Reassessment Fund monies to cover shortfalls in the General Fund is opening Pandora's box for the future.

Councillor Horseman said that the Council has been taking money from many different funds to spread the cost of government all around. She said that the Code does allow the Auditor to establish the Reassessment Fund, but there is no language that prohibits the Council from reducing the levy. Mr. Elrod said that the Statute clearly says that DLGF will advise the Auditor annually before January 1 of the amount to be levied. He said that regardless of what might be in a local ordinance, the DLGF has the ultimate authority on the amount to be levied.

Councillor Coonrod said that although the intent of this amendment is sincere, he believes the Council will be upsetting some budgets with no purpose.

Councillor Nytes said that the total represented by this amendment is \$608,700. She said that although the feeling is that the County budgets are the last bastion of the majority party at this time, it is interesting with the County budget in as bad a shape as it is that members of the minority party are the only ones trying to find the tough cuts. She added that she would also like a new property system, but it is interesting that the County would be willing to borrow to pay for child and family services and ignore the correctional bills to the State, yet are saving up to buy a property system, when this would actually qualify for bond purchase.

Councillor Coonrod said that the Republican Caucus promised that in spite of the difficulties in County finances, the property tax levy would be reduced 5%, and County officials have cooperated in achieving that. He said that this is the Council of the whole City and County and he does not like to make comparisons between City and County government. Since Councillor Nytes has raised the issue, City government has not reduced its levies 5%, and there are no proposals from the Democrat side of the Council to achieve a 5% reduction in City levies. He said that it is clear that in terms of reducing tax rates, the Republican members are doing far more than what Councillor Nytes' proposed amendments achieve, even though they are accepting these further amendments. He said that there is no point in this reduction, because these savings cannot be transferred to another area.

Mr. Ricketts read from Section C of the Indiana Code which says that the "Department of Local Government Finance shall give to each County Council notice before January 1 in a year of the tax levies required by this section. The Department of Local Government Finance may raise or lower the property tax levy under this section." He said that therefore, he believes the levy is set by the DLGF.

Councillor Gibson said that the majority of the 5% tax cuts the Republican Caucus claims to have made come from the Office of Family and Children, which was already promised to return anyway. He added that the County agencies did not offer reductions in any of their budgets and each agency actually went up by huge percentages. He said that this amendment is needed to give some tax relief to the taxpayers. President Borst said that these cuts would not give tax relief because this is fund-specific.

Councillor Horseman said that the City budgets have been cut, but the County Treasurer's budget alone has gone up nearly 76%. She said that City employees will not receive a 27th pay or raise, but the County employees will. There are definitely inequities in this process. She said that the language of the Indiana Code does not say the DLGF has the exclusive power and there is a legal argument that can be made.

Councillor Cockrum said that he has reviewed the numbers for these cuts, and he has come up with a total of \$707,160. Councillor Nytes said that she probably added wrong and that is probably accurate.

Councillor Dowden said that some of the increases Councillors Horseman and Gibson have referred to can be traced to the fact that fringe benefits are now included in each agency's budget, which distorts the percentages. The actual overall increase is very small. He said that he is tired of hearing the City compared to the County, when it is the taxpayers outside of the old City limits that continue to bail out the tax rate inside those limits because of the distribution of the County Option Income Tax (COIT) and Consolidated County Fund.

Councillor Coonrod's amendment to eliminate the Reassessment Fund cuts from Councillor Nytes' amendment failed on the following roll call vote; viz:

14 YEAS: Bainbridge, Borst, Bradford, Cockrum, Coonrod, Coughenour, Dowden, Frick, Massie, McWhirter, Schneider, Smith, Soards, Tilford
14 NAYS: Black, Boyd, Brents, Conley, Douglas, Gibson, Gray, Horseman, Knox, Langsford, Moriarty Adams, Nytes, Sanders, Short
1 NOT VOTING: Talley

Councillor Nytes said that she would encourage all Council members to review the financial statements of both the County and City. She said that the County's statements present a very bleak picture and there are many challenges ahead, and these are the kind of cuts needed to provide for the future.

Councillor Langsford moved, seconded by Councillor Coonrod, to reconsider the prior amendment offered on Proposal No. 473, 2003. President Borst asked for a legal ruling on this motion. Mr. Elrod said that anyone on the prevailing side of a vote may make a motion to reconsider, and since the amendment failed, and Councillor Langsford voted against it, he is technically on the prevailing side. Councillor Horseman said that she does not believe a motion to reconsider can be made to an amendment. President Borst said that he has never seen it done in his years on the Council. Mr. Elrod said that Roberts' Rules of Order says that the motion to reconsider can be applied to any motion except for a long list, in which the motion to amend is not included. Therefore, the motion to amend can be reconsidered.

The motion to reconsider Councillor Coonrod's amendment to Proposal No. 473, 2003 carried on the following roll call vote; viz:

15 YEAS: Bainbridge, Borst, Bradford, Cockrum, Coonrod, Coughenour, Dowden, Frick, Langsford, Massie, McWhirter, Schneider, Smith, Soards, Tilford
13 NAYS: Black, Boyd, Brents, Conley, Douglas, Gibson, Gray, Horseman, Knox, Moriarty Adams, Nytes, Sanders, Short
1 NOT VOTING: Talley

Councillor Coonrod moved again to eliminate the Reassessment Fund cuts from Councillor Nytes' amendment, seconded by Councillor Frick. The motion carried on the following roll call vote; viz:

15 YEAS: Bainbridge, Borst, Bradford, Cockrum, Coonrod, Coughenour, Dowden, Frick, Langsford, Massie, McWhirter, Schneider, Smith, Soards, Tilford
13 NAYS: Black, Boyd, Brents, Conley, Douglas, Gibson, Gray, Horseman, Knox, Moriarty Adams, Nytes, Sanders, Short
1 NOT VOTING: Talley

The motion to amend Proposal No. 473, 2003 as per Councillor Nytes' amendment, as amended, carried on the following roll call vote; viz:

27 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Tilford

1 NAY: Dowden

1 NOT VOTING: Talley

Councillor Coonrod moved, seconded by Councillor Soards, to amend Proposal No. 473, 2003 to restore the 27th pay for County employees, which was amended out by the Administration and Finance Committee. Councillor Coonrod said that without this amendment, County employees' hourly rates would be reduced in 2004.

Councillor Nytes asked what happens to salaried employees. She said that it was never her intention to reduce an employee's hourly rate. Councillor Coonrod said that reducing hourly rates was probably an unintended consequence of the former amendment. He said that non-exempt salaried employees still turn in time sheets every two weeks accounting for 80 hours of work. He said that the salary is divided into an hourly rate, and he would not like to see this hourly rate decreased. Councillor Nytes asked if the elected County officials will then also receive a 27th pay and are included as non-exempt employees. Councillor Coonrod said that these salaries are set on an annual basis and their bi-weekly pay would be calculated over the number of pays agreed upon. He said that when he was a County official, that is how the 27th pay was dealt with.

Councillor Horseman said that Councillor Coonrod is being a little disingenuous in his calculations. She said that the reason there is a 27th pay is because some of the time overlaps years. She said that many salaried employees still keep track of their hours or punch a time clock. She said that she would still like to know exactly what this will cost. Councillor Coonrod said that practically all County employees are non-exempt employees, and they account for their time by some document that they turn in at the end of every pay period. The City employees are the same. He said that their pay is calculated by an hourly rate multiplied by the number of hours worked. Councillor Horseman asked if salaried employees are receiving overtime. Councillor Coonrod said that they can either receive compensation time or overtime, depending on the accounting practice of their office. If they are non-exempt, they account for their time, and their pay is based on an hourly rate.

Councillor Schneider said that this is the second step for what has already been discussed and passed this evening. He moved to call the question on the previous motion, seconded by Councillor Smith. The motion to call the question carried on the following roll call vote; viz:

16 YEAS: Bainbridge, Borst, Bradford, Cockrum, Coonrod, Coughenour, Dowden, Frick, Knox, Langsford, Massie, McWhirter, Schneider, Smith, Soards, Tilford

12 NAYS: Black, Boyd, Brents, Conley, Douglas, Gibson, Gray, Horseman, Moriarty Adams, Nytes, Sanders, Short

1 NOT VOTING: Talley

Councillor Coonrod's motion to amend Proposal No. 473, 2003 to restore the 27th pay for County non-exempt employees carried by the following roll call vote; viz:

16 YEAS: Bainbridge, Borst, Bradford, Cockrum, Coonrod, Coughenour, Dowden, Frick, Langsford, Massie, McWhirter, Moriarty Adams, Schneider, Smith, Soards, Tilford

12 NAYS: Black, Boyd, Brents, Conley, Douglas, Gibson, Gray, Horseman, Knox, Nytes, Sanders, Short

1 NOT VOTING: Talley

Councillor Coonrod moved, seconded by Councillor Coughenour, for adoption. Proposal No. 473, 2003, as amended, was adopted on the following roll call vote; viz:

16 YEAS: Bainbridge, Borst, Bradford, Cockrum, Coonrod, Coughenour, Dowden, Frick, Langsford, Massie, McWhirter, Moriarty Adams, Schneider, Smith, Soards, Tilford
 12 NAYS: Black, Boyd, Brents, Conley, Douglas, Gibson, Gray, Horseman, Knox, Nytes, Sanders, Short
 1 NOT VOTING: Talley

Proposal No. 473, 2003, as amended, was retitled FISCAL ORDINANCE NO. 116, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 116, 2003

A FISCAL ORDINANCE adopting the Annual Budget for 2004 for certain administrative offices and agencies of Marion County and appropriating amounts for the necessary expenses of the operation of these administrative agencies of Marion County government for the calendar year beginning January 1, 2004, and ending December 31, 2004.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
 CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Marion County Administrative Appropriations for 2004.

For the expenses of certain administrative agencies of the Marion County government and its institutions for the calendar year beginning January 1, 2004, and ending December 31, 2004, the sums of money set out in this section are hereby appropriated and ordered set apart out of the County General Fund, Property Reassessment Fund, and Information Services Internal Services Fund for the purposes herein specified, subject to the laws governing the same. The sums so appropriated shall be held to include all such expenditures authorized to be made during said calendar year, unless otherwise expressly stipulated and provided by law.

	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
(a) COUNTY ELECTION BOARD - Dept. 05	COUNTY GENERAL FUND	
1. Personal Services	1,133,253	1,208,253
2. Supplies	35,000	32,500
3. Other Services and Charges	876,268	762,144
4. Capital Outlay	14,950	10,000
TOTAL	2,059,471	2,012,897

(b) VOTER'S REGISTRATION - Dept. 06	COUNTY GENERAL FUND	
1. Personal Services	717,516	717,516
2. Supplies	30,000	20,000
3. Other Services and Charges	197,357	182,357
4. Capital Outlay	289,406	269,406
TOTAL	1,234,279	1,189,279

(c) COUNTY ASSESSOR - Dept. 15	COUNTY GENERAL FUND	
1. Personal Services	538,932	538,932
2. Supplies	5,377	4,377
3. Other Services and Charges	388,294	113,294
4. Capital Outlay	6,908	4,908
TOTAL	939,511	661,511

COUNTY ASSESSOR	PROPERTY REASSESSMENT FUND	
1. Personal Services	183,470	183,470
2. Supplies	23,500	23,500
3. Other Services and Charges	325,700	325,700
4. Capital Outlay	101,700	101,700
TOTAL	634,370	634,370

(d) CENTER TOWNSHIP ASSESSOR Dept. 16		COUNTY GENERAL FUND	
1. Personal Services	1,376,296	1,376,296	
2. Supplies	10,870	10,870	
3. Other Services and Charges	181,622	181,622	
4. Capital Outlay	0	0	
TOTAL	1,568,788	1,568,788	

CENTER TOWNSHIP ASSESSOR		PROPERTY REASSESSMENT FUND	
1. Personal Services	119,404	119,404	
2. Supplies	10,000	10,000	
3. Other Services and Charges	20,000	20,000	
4. Capital Outlay	20,000	20,000	
TOTAL	169,404	169,404	

(e) DECATUR TOWNSHIP ASSESSOR Dept. 17		COUNTY GENERAL FUND	
1. Personal Services	275,970	275,970	
2. Supplies	3,986	3,986	
3. Other Services and Charges	22,607	22,607	
4. Capital Outlay	2,007	2,007	
TOTAL	304,570	304,570	

DECATUR TOWNSHIP ASSESSOR		PROPERTY REASSESSMENT FUND	
1. Personal Services	205,574	205,574	
2. Supplies	37,500	5,000	
3. Other Services and Charges	245,150	18,822	
4. Capital Outlay	60,000	6,500	
TOTAL	548,224	235,896	

(f) FRANKLIN TOWNSHIP ASSESSOR Dept. 18		COUNTY GENERAL FUND	
1. Personal Services	339,401	339,401	
2. Supplies	3,608	3,608	
3. Other Services and Charges	97,572	97,572	
4. Capital Outlay	0	0	
TOTAL	440,581	440,581	

FRANKLIN TOWNSHIP ASSESSOR		PROPERTY REASSESSMENT FUND	
1. Personal Services	253,527	253,527	
2. Supplies	5,000	5,000	
3. Other Services and Charges	18,822	18,822	
4. Capital Outlay	6,500	6,500	
TOTAL	283,849	283,849	

(g) LAWRENCE TOWNSHIP ASSESSOR Dept. 19		COUNTY GENERAL FUND	
1. Personal Services	441,660	441,660	
2. Supplies	7,005	7,005	
3. Other Services and Charges	109,294	109,294	
4. Capital Outlay	0	0	
TOTAL	557,959	557,959	

LAWRENCE TOWNSHIP ASSESSOR		PROPERTY REASSESSMENT FUND	
1. Personal Services	330,740	330,740	
2. Supplies	15,000	47,500	
3. Other Services and Charges	75,000	301,328	
4. Capital Outlay	25,000	78,500	
TOTAL	445,740	758,068	

(h) PERRY TOWNSHIP ASSESSOR Dept. 20		COUNTY GENERAL FUND	
1. Personal Services	429,581		429,581
2. Supplies	7,215		7,215
3. Other Services and Charges	39,279		39,279
4. Capital Outlay	1,817		1,817
TOTAL	477,892		477,892

PERRY TOWNSHIP ASSESSOR		PROPERTY REASSESSMENT FUND	
1. Personal Services	371,791		371,791
2. Supplies	10,000		10,000
3. Other Services and Charges	67,000		67,000
4. Capital Outlay	18,000		18,000
TOTAL	466,791		466,791

(i) PIKE TOWNSHIP ASSESSOR - Dept. 21		COUNTY GENERAL FUND	
1. Personal Services	444,614		444,614
2. Supplies	5,348		5,348
3. Other Services and Charges	83,590		83,590
4. Capital Outlay	0		0
TOTAL	533,552		533,552

PIKE TOWNSHIP ASSESSOR		PROPERTY REASSESSMENT FUND	
1. Personal Services	338,744		338,744
2. Supplies	14,200		14,200
3. Other Services and Charges	103,570		103,570
4. Capital Outlay	25,000		25,000
TOTAL	481,514		481,514

(j) WARREN TOWNSHIP ASSESSOR Dept. 22		COUNTY GENERAL FUND	
1. Personal Services	551,949		551,949
2. Supplies	8,394		5,894
3. Other Services and Charges	102,921		101,921
4. Capital Outlay	4,387		4,387
TOTAL	667,651		664,151

WARREN TOWNSHIP ASSESSOR		PROPERTY REASSESSMENT FUND	
1. Personal Services	273,194		273,194
2. Supplies	15,215		15,215
3. Other Services and Charges	70,360		70,360
4. Capital Outlay	20,000		20,000
TOTAL	378,769		378,769

(k) WASHINGTON TOWNSHIP ASSESSOR Dept. 23		COUNTY GENERAL FUND	
1. Personal Services	739,318		739,318
2. Supplies	9,300		9,300
3. Other Services and Charges	111,023		111,023
4. Capital Outlay	0		0
TOTAL	859,641		859,641

WASHINGTON TOWNSHIP ASSESSOR		PROPERTY REASSESSMENT FUND	
1. Personal Services	292,580		292,580
2. Supplies	4,500		4,500
3. Other Services and Charges	64,200		64,200
4. Capital Outlay	20,000		20,000
TOTAL	381,280		381,280

(l) WAYNE TOWNSHIP ASSESSOR Dept. 24	COUNTY GENERAL FUND	
1. Personal Services	673,699	673,699
2. Supplies	2,450	2,450
3. Other Services and Charges	120,078	120,078
4. Capital Outlay	0	0
TOTAL	796,227	796,227

WAYNE TOWNSHIP ASSESSOR	PROPERTY REASSESSMENT FUND	
1. Personal Services	341,063	341,063
2. Supplies	16,746	16,746
3. Other Services and Charges	60,738	60,738
4. Capital Outlay	21,556	21,556
TOTAL	440,103	440,103

(m) COOPERATIVE EXTENSION SERVICE Dept. 81	COUNTY GENERAL FUND	
1. Personal Services	277,195	277,195
2. Supplies	32,207	32,207
3. Other Services and Charges	764,269	764,269
4. Capital Outlay	0	0
TOTAL	1,073,671	1,073,671

(n) MARION COUNTY CHILDREN'S GUARDIAN HOME - Dept. 85	COUNTY GENERAL FUND	
1. Personal Services	1,705,711	1,705,711
2. Supplies	215,783	215,783
3. Other Services and Charges	318,888	318,888
4. Capital Outlay	0	0
TOTAL	2,240,382	2,240,382

(o) INFORMATION SERVICES AGENCY Dept. 12	INFORMATION SERVICES INTERNAL SERVICES FUND	
1. Personal Services	2,576,497	2,576,497
2. Supplies	81,300	73,800
3. Other Services and Charges	29,715,666	29,420,641
4. Capital Outlay	212,167	112,167
TOTAL	32,585,630	32,183,105

SECTION 2. Appropriations for Certain Allocated Expenses.

As part of the appropriations authorized for the various offices by Section 1 and included under "3. Other Services and Charges" may be amounts allocated for payment of City-County Building rent, Juvenile Center rent, jail rent, telephone services, Information Services Agency charges, security charge back, Jail II rent, and fringe benefits. The building rent, Information Services Agency, telephone charges, and fringe benefits cannot be transferred without City-County Council approval. In total there is appropriated for 2004:

(1) City-County Building Rent	\$1,502,742
(2) Telephone Services	\$712,288
(3) Information Services Agency Charge	\$12,944,955
(4) Security Charge Back	\$474,355
(5) Fringe Benefits	\$21,997,688

The Auditor is authorized to pay such charges to the extent of the total appropriations and allocate the total to the respective offices on the basis of actual use and charges without further action by this Council, unless the aggregate totals exceed the total appropriations for such purpose or the allocation to any specific office would exceed the unencumbered balance for Character 3 expenditures of any such office.

SECTION 3. Compensation Limitations.

(a) Compensation of elected officials is fixed by Sec. 192-103 of the Revised Code of the Consolidated City and County.

(b) Pursuant to IC 36-3-6-1 and Article III of Chapter 192 of the Revised Code of the Consolidated City and County, the annual compensation, for each appointed officer, deputy, and employee, whose compensation is paid from appropriations made in this ordinance, is fixed for the calendar year 2004 as set forth in this section.

(c) For each agency, the maximum number of authorized employees, whose compensation is appropriated by this ordinance, for the calendar year 2004, shall be limited as follows:

Agency	Position Type	2004 Proposed
Election Board	Full Time FTE	6.00
Election Board	Part Time/Seasonal FTE	55.00
Voters Registration	Full Time FTE	14.00
County Assessor	Full Time FTE	17.00
Center Twp. Assessor	Full Time FTE	39.00
Center Twp. Assessor	Part Time/Seasonal FTE	2.80
Decatur Twp. Assessor	Full Time FTE	7.00
Decatur Twp. Assessor	Part Time/Seasonal FTE	.75
Franklin Twp. Assessor	Full Time FTE	11.00
Franklin Twp. Assessor	Part Time/Seasonal FTE	.50
Lawrence Twp. Assessor	Full Time FTE	13.00
Lawrence Twp. Assessor	Part Time/Seasonal FTE	.75
Perry Twp. Assessor	Full Time FTE	12.00
Perry Twp. Assessor	Part Time/Seasonal FTE	2.25
Pike Twp. Assessor	Full Time FTE	15.00
Pike Twp. Assessor	Part Time/Seasonal FTE	1.50
Warren Twp. Assessor	Full Time FTE	13.00
Warren Twp. Assessor	Part Time/Seasonal FTE	1.80
Washington Twp. Assessor	Full Time FTE	23.00
Washington Twp. Assessor	Part Time/Seasonal FTE	1.75
Wayne Twp. Assessor	Full Time FTE	22.00
Wayne Twp. Assessor	Part Time/Seasonal FTE	.75
Cooperative Extension	Full Time FTE	10.00
Cooperative Extension	Part Time/Seasonal FTE	1.75
Guardian Home	Full Time FTE	60.00
Guardian Home	Part Time/Seasonal FTE	2.0
ISA	Full Time FTE	40.00
ISA	Part Time/Seasonal FTE	1.0
Total		373.60

As used in this subsection, "full time equivalents" (FTE) in some agencies are calculated as follows: One FTE is a full-time employee's work year of 2,080 hours. To calculate FTE for part-time or seasonal employees, the total of the hours budgeted is divided by 2,080. Other agencies may calculate a "full time equivalent" (FTE) as a full-time employee's work year of 1,950 hours. To calculate this FTE for part-time or seasonal employees, the total hours budgeted is divided by 1,950.

(c) The salaries of the following are fixed as recommended by the County Salary Recommendation Panel:

Members, Board of Voters' Registration		\$60,213
Superintendent, Children's Guardian Home	Range	\$67,500 - \$72,692
Chief Information Officer	Range	\$103,846 - \$119,423

(d) All other appointed officers, deputies, and employees, whose compensation is paid from appropriations made by this ordinance, shall be classified and paid in accordance with the following schedule:

MARION COUNTY SALARY GRADE SCALE AS OF JANUARY 1, 2004			
DMB CODE	MINIMUM SALARY	MID-POINT SALARY	MAXMUM SALARY
A12	\$13,245.00	\$15,893.00	\$18,542.00
A13	\$14,951.00	\$17,942.00	\$20,929.00
B21	\$16,289.00	\$19,951.00	\$23,617.00
B22	\$17,838.00	\$21,852.00	\$25,867.00
B23	\$19,539.00	\$23,934.00	\$28,330.00
B24	\$21,400.00	\$26,212.00	\$31,027.00
B31	\$24,527.00	\$30,045.00	\$35,564.00
B32	\$28,609.00	\$35,047.00	\$41,482.00
C41	\$30,780.00	\$38,016.00	\$45,249.00
C42	\$32,847.00	\$40,566.00	\$48,284.00
C43	\$35,051.00	\$43,287.00	\$51,525.00
C51	\$37,563.00	\$46,955.00	\$56,347.00
C52	\$41,412.00	\$51,763.00	\$62,117.00
D61	\$41,721.00	\$53,194.00	\$64,667.00
D62	\$43,532.00	\$55,502.00	\$67,473.00
D63	\$46,452.00	\$59,226.00	\$72,000.00
D71	\$47,733.00	\$62,054.00	\$76,373.00
D72	\$52,623.00	\$68,409.00	\$84,196.00
E81	\$57,082.00	\$74,205.00	\$91,330.00
E82	\$60,910.00	\$79,184.00	\$97,457.00
E83	\$64,996.00	\$84,497.00	\$103,998.00

(e) Neither the number of Full Time Equivalents nor the compensation schedule shall be increased without approval of the Council in accordance with Article III of Chapter 191 of the Revised Code of the Consolidated City and County.

(f) No officer or employee, except elected officers, shall have any vested right to receive such amount or any minimum amount except as may be accrued or otherwise provided by law. Control as to any decrease in compensation shall be vested in the body or officer having direction over the person affected, as provided by law.

(g) Any employee of the city or county who authorizes the payment of, or accepts, any salary, wage or compensation, either as to separate persons or in gross, in excess of that authorized in this Section 5, shall be indebted to the city or county for repayment of the excess; and such actions shall be grounds for impeachment, removal, or dismissal in the manner provided by law.

SECTION 4. This ordinance shall be in full force and effect beginning January 1, 2004, after passage by the City-County Council, approval by the Mayor, and approval by the Department of Local Government Finance as required by law.

PROPOSAL NO. 474, 2003. Councillor Coonrod reported that the Administration and Finance Committee heard Proposal No. 474, 2003 on September 9, 2003. The proposal, sponsored by Councillors Coughenour and Boyd, allocates certain miscellaneous revenues of the Consolidated City and Marion County to respective funds. By a 7-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Coonrod moved, seconded by Councillor McWhirter, for adoption. Proposal No. 474, 2003, as amended, was adopted on the following roll call vote; viz:

27 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Tilford

1 NAY: Gray

1 NOT VOTING: Talley

Proposal No. 474, 2003, as amended, was retitled FISCAL ORDINANCE NO. 117, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 117, 2003

A FISCAL ORDINANCE allocating certain miscellaneous revenues of the Consolidated City and Marion County to respective funds.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Allocation of Miscellaneous Revenues of the Consolidated City.

To defray the costs of government of the Consolidated City of Indianapolis and its special taxing districts in accordance with the appropriations stated in Section 1 of Fiscal Ordinance No. 119, 2003, the anticipated and estimated revenues of the Consolidated City and its special taxing districts are hereby allocated to the respective funds as herein stated; and in accordance with law and such allocations, the revenues, other than property taxes collectible in 2004, the portions of current balances and the revenues from taxation provided by the several levies fixed in Section 5 of this ordinance, are allocated to finance the amounts budgeted from each fund.

(a) CONSOLIDATED COUNTY FUND. The Consolidated County Fund for 2004 shall consist of all balances at the end of fiscal 2003 from the Consolidated County Fund, the Indianapolis Fleet Service Fund, Office of Youth and Family Services Fund, Air Pollution Fund, Air Pollution Title V Fund, DPW General Fund, Permits Fund, DMD General Fund, Unsafe Building Fund, Junk Vehicles Fund, Historic Preservation Fund, IMAGIS Fund, Dedicated Animal Care Special Projects Fund, and Dedicated Animal Care Donations Fund, available for transfer into said fund, a portion of the revenue from the County Option Income Tax, a portion of the receipts of state taxes on alcoholic beverages, cigarettes and inheritances, amounts received for city licenses, Controller's fees, and all other miscellaneous revenues derived from sources connected with the operation of those portions of city government whose appropriations are out of the Consolidated County Fund, and all amounts received by the levy of a rate of tax for this fund on all taxable property located in the county as shown in Section 1(a) of Fiscal Ordinance No. 119, 2003. All monies designated for deposit into either City General Fund or Consolidated County Fund shall be deposited into the Consolidated County Fund, and shall be considered in compliance with the legal requirement for deposits.

<p>CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES CONSOLIDATED COUNTY FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004</p>		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
SPECIAL TAXES		
Auto Excise Tax	1,956,314	2,023,154
Financial Institutions Tax	312,435	323,110
Commercial Vehicle Excise Tax	190,549	197,060
ALL OTHER REVENUE		
Licenses and Permits	3,852,638	8,149,053
Charges for Services	3,793,579	7,757,550
Intergovernmental	1,940,908	4,814,883
Sale and Lease of Property	(132,915)	0
Fees for Services	139,418	2,414,800
Fines and Penalties	1,353,114	439,000
Miscellaneous	538,862	1,035,624
Intragovernmental	965,325	2,070,708

Transfer from Parking Meter Fund	134,763	270,000
Transfer from Sanitation Liquid Waste Fund	75,000	0
TOTAL	15,119,990	29,494,942

(b) **FEDERAL GRANTS FUND.** The Federal Grant Fund for 2004 shall consist of JTPA Grant Fund, CDBG Grant Fund, HUD Section 108 Fund, Rental Rehabilitation Grant, HOME Grant, TRUSTEE for the Secretary of HUD, HUD Section 108 Loan Repayment, DOT Grant, HOPE Grant, HUD Section 8 Fund, EPA Fund, Department of Labor Fund, Enterprise Community Fund, Other HUD Grant, DOD Grants, Other Federal Grants, Department of Justice Grants, Non-lapsing Federal Grants Fund, all balances at the end of fiscal 2003 available for transfer into said fund, all monies received by the City of Indianapolis from federal government for the Housing and Community Development Act of 1974, as amended, and any other federal grants, categoric grants, or special revenue sharing relating to these types of programs granted to the City of Indianapolis whose appropriations are out of the Federal Grants Fund, all of which does not involve a general tax levy for the City.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES FEDERAL GRANTS FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
ALL OTHER REVENUE		
Charges For Services		
Intergovernmental – Federal Grants	38,360,620	31,406,815
Intergovernmental – Non-lapsing Federal Grants	0	578,212
Miscellaneous	0	0
TOTAL	38,360,620	31,985,027

(c) **REDEVELOPMENT GENERAL FUND.** The Redevelopment General Fund for 2004 shall consist of Redevelopment General Fund, UNWA TIF, Barrington HOTIF Fund, Fall Creek TIF, Brookville HOTIF Fund, and all balances at the end of fiscal 2003 available for transfer into said fund, all fees, charges and other receipts derived from sources connected with the operation of the Neighborhood Services Division of the Department of Metropolitan Development, those distributions of taxes allocated by state law on the basis of property taxes levied and assessed for this fund, and all amounts received by the levy of a rate of tax for this fund on all taxable property located in the Redevelopment Special Taxing District as shown in Section 1 of Fiscal Ordinance No. 119, 2003.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES REDEVELOPMENT GENERAL FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
SPECIAL TAXES		
Tax Increment	150,000	200,000
Financial Institutions Tax	4,381	4,242
Auto Excise	41,200	39,897
Commercial Vehicle Excise Tax	4,136	4,005
ALL OTHER REVENUE		
Charges for Services	1,500	0
Intergovernmental	0	0
Sale and Lease of Property	182,852	340,000
Fees for Services	0	11,200
Miscellaneous	28,000	71,000
TOTAL	412,069	670,344

(d) **SANITATION LIQUID WASTE FUND.** The Sanitation Liquid Waste Fund for 2004 shall consist of Sanitation Liquid Waste General Fund, Sanitation Pilot Reserve Fund, and Sanitation General Improvement Fund all balances at the end of fiscal 2003 available for transfer into said fund, and all fees, charges, and miscellaneous revenues derived from sources connected with the operation of the Sanitation

Division of the Department of Public Works, all of which does not involve a general tax levy for said fund.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES SANITATION LIQUID WASTE FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
ALL OTHER REVENUE		
Licenses and Permits		92,100
Charges for Services	36,225,943	70,654,600
Fines and Penalties	0	20,000
Miscellaneous	861,161	1,190,000
Transfer to Maintenance Operations		
Transfer to Sanitation Revenue Sinking	(3,962,186)	(10,921,767)
Transfer to Sanitation Sinking	(3,500,000)	(6,000,000)
Transfer to Consolidated County (Permits subfund)	(75,000)	0
Transfer to AWT Reserve	(600,000)	(1,200,000)
Transfer to Police General	(1,825,000)	(5,400,000)
Transfer to Fire General	(2,675,000)	(3,600,000)
TOTAL	24,449,918	44,834,933

(e) **STATE GRANTS FUND.** The State Grants Fund for 2004 shall consist of all balances at the end of fiscal 2003 available for transfer into said fund, and all Intergovernmental derived from sources connected with the operation of State Grants Fund and Non-lapsing State Grants Fund, all of which does not involve a general tax levy for said fund.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES STATE GRANTS FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
ALL OTHER REVENUE		
Intergovernmental – State Grants	8,862,513	
Intergovernmental – Non-lapsing State Grants	0	
Miscellaneous		
Transfer from Transportation		
TOTAL	8,862,513	0

(f) **SOLID WASTE DISPOSAL FUND.** The Solid Waste Disposal Fund for 2004 shall consist of all balances at the end of fiscal 2003 available for transfer into said fund, and all fees, charges, and miscellaneous revenues derived from sources connected with the construction and financing of the Resource Recovery Facility, all of which does not involve a general tax levy for said fund.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES SOLID WASTE DISPOSAL FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 Through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
ALL OTHER REVENUE		
Charges for Services	8,200,167	8,263,300
Sale and Lease of Property	92,721	170,000
Other Miscellaneous	68,000	0
Transfer from Solid Waste Collection	500,000	3,000,000
TOTAL	8,860,888	11,433,300

(g) **STORM WATER MANAGEMENT UTILITY FUND.** The Storm Water Management Utility Fund for 2004 shall consist of all balances at the end of fiscal 2003 available for transfer into said fund, all miscellaneous revenue derived from sources connected with the operation of the Department of Public Works, all of which does not involve a property tax levy for said fund.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES STORM WATER MANAGEMENT UTILITY FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
ALL OTHER REVENUE		
Charges for Services	8,875,121	10,625,000
Sale and Lease of Property	0	167,800
Fees for Services	150,500	1,000
Fines and Penalties	0	0
Miscellaneous	47,000	100,000
Transfer from Flood	0	0
Transfer to Flood Control Sinking	(2,661,457)	(5,810,234)
TOTAL	6,411,164	5,083,566

(h) **MAINTENANCE OPERATIONS GENERAL FUND.** The Maintenance Operation General Fund for 2004 shall consist of Maintenance Operations Fund, Operation Flood Fund, Operation Sanitation Fund, Operation Park Fund , Operation Solid Waste Collections Fund and Operation Transportation Fund, of funds transferred from Sanitation Liquid Waste Fund, Flood Control General Fund, and Transportation General Fund, and all fees, licenses, permits, charges, and miscellaneous revenues derived from sources connected with the operation of the Operations Division of the Department of Public Works, all of which does not involve a property tax levy for said fund.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES MAINTENANCE OPERATIONS GENERAL FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
ALL OTHER REVENUE		
Intragovernmental	0	0
Sale and Lease of Property	0	0
Miscellaneous Revenue	(750)	0
TOTAL	(750)	0

(i) **TRANSPORTATION GENERAL FUND.** The Transportation Fund for 2004 shall consist of the Transportation General Fund, Motor Vehicle Fund, Local Road and Street Fund, and the Transportation Local Grants Fund, and shall consist of all balances at the end of fiscal 2003 available for transfer into said fund, amounts to be received from the State of Indiana during the fiscal year 2004 and allocated to said City of Indianapolis out of the revenues derived from taxes on gasoline, cigarettes, motor vehicles, and other sources connected therewith, miscellaneous revenues from license fees, federal highway funds, and other operations of the Department of Transportation, County Auto Excise Surtaxes, and County Wheel Taxes, all of which does not involve a property tax levy for said fund.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES TRANSPORTATION GENERAL FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
SPECIAL TAXES		
Wheel Tax	964,365	9,000,000
ALL OTHER REVENUE		
Charges for Services	281,756	640,000
Intergovernmental	21,069,784	35,695,000
Sale and Lease of Property	0	14,000
Miscellaneous	2,069,684	975,000
Transfer to PMTF		0
TOTAL	24,385,589	46,324,000

(j) **PARKING METER FUND.** The Parking Meter Fund for 2004 shall consist of all balances at the end of fiscal 2003 available for transfer into said fund, all amounts to be received from parking meter receipts during the year 2004, those revenues from licenses and permit fees connected with special parking privileges, all of which does not involve a property tax levy for said fund.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES PARKING METER FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 Through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
ALL OTHER REVENUE		
Charges for Services	1,223,576	2,250,000
Fines and Penalties	571,611	1,200,000
Miscellaneous	26,500	75,000
Transfer to Consolidated County	(135,000)	(270,000)
Transfer to Police General	(750,000)	(1,750,000)
TOTAL	936,687	1,505,000

(k) **PARK GENERAL FUND.** The Park General Fund for 2004 shall consist of Park General Fund, Park Land Fund, Recreational Fund, Parks Restricted Fund, Greenways Fund, Parks Local Grants Fund, Forestry Fund and Park Golf Fund, and all balances at the end of fiscal 2003 available for transfer into said fund, all fees, charges, and other miscellaneous revenue derived from sources connected with the operation of the Department of Parks and Recreation, those distributions of taxes allocated by state law on the basis of property taxes levied and assessed as this fund, and all amounts received by the levy of a rate of tax for this fund on all the taxable property located within the Park Special Taxing District as shown in Section 6.01.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES PARK GENERAL FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 Through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
SPECIAL TAXES		
Financial Institutions Tax	281,998	269,969
Auto Excise	1,765,728	1,690,412
Commercial Vehicle Excise Tax	171,786	164,651
ALL OTHER REVENUE		
Charges for Services		800
Intergovernmental		0
Sale and Lease of Property		235,222

Fees for Services	3,988,045	4,636,405
Miscellaneous	17,090	94,850
Transfer from Golf Revenue Bonds of 1996 Fund	0	0
TOTAL	6,224,647	7,092,309

(l) **CITY CUMULATIVE CAPITAL DEVELOPMENT FUND.** The City Cumulative Capital Development Fund for 2004 shall consist of all balances at the end of fiscal 2003 available for transfer into said fund, those distribution of taxes allocated by state law on the basis of property taxes levied and assessed as this fund, and all amounts received by a levy of a rate of tax for this fund on all taxable property located within the consolidated city as shown in City-County Fiscal Ordinance No. 119, 2003.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES CITY CUMULATIVE CAPITAL DEVELOPMENT FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
SPECIAL TAXES		
Financial Institutions Tax	113,889	116,449
Auto Excise	1,071,186	1,095,272
Commercial Vehicle Excise Tax	107,533	109,951
ALL OTHER REVENUE		
Sale and Lease of Property	0	0
Miscellaneous	133,825	250,000
Transfer to Redevelopment 2003 Revenue Bonds, Series A Fund	0 (1,200,000)	(3,400,000) (3,000,000)
Transfer to Metropolitan Thoroughfare District Sinking Fund		
TOTAL	226,433	(4,828,328)

(m) **CONSOLIDATED COUNTY CUMULATIVE CAPITAL DEVELOPMENT FUND.** The Consolidated County Cumulative Capital Development Fund for 2004 shall consist of all balances at the end of fiscal 2003 available for transfer into said fund, and all distributions from the County of the County Cumulative Capital Development Fund, and all other miscellaneous revenues derived from said Fund, all of which does not involve a general tax levy for the City.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES CONSOLIDATED COUNTY CUMULATIVE CAPITAL DEVELOPMENT FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
ALL OTHER REVENUE		
Intergovernmental	4,570,000	4,635,000
Miscellaneous	236,500	70,000
Transfer to Redevelopment Revenue Bonds	0	(510,000)
TOTAL	4,806,500	4,195,000

(n) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES CITY GENERAL SINKING FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
SPECIAL TAXES		
Financial Institutions Tax	3,893	0
Auto Excise	36,622	0
Commercial Vehicle Excise Tax	3,677	0

ALL OTHER REVENUE		
Miscellaneous	2,000	20,000
Transfer from City Cumulative Capital Development		350,000
TOTAL CITY GENERAL SINKING FUND	46,192	370,000

(o) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES REDEVELOPMENT DISTRICT SINKING FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 through Dec. 31, 2003	Jan. 01, 2004 through Dec. 31, 2004
SPECIAL TAXES		
Tax Increment	4,500,000	5,500,000
Financial Institutions Tax	100,017	76,806
Auto Excise	940,721	722,403
Commercial Vehicle Excise Tax	94,436	72,520
COIT	250,000	50,000
ALL OTHER REVENUE		
Miscellaneous	80,000	200,000
Transfer to Redevelopment Bonds of 1999	(1,158,500)	0
Transfer from Ameriplex TIF	381,000	0
TOTAL	5,187,674	6,621,729

(p) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES SANITARY DISTRICT SINKING FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 through Dec. 31, 2003	Jan. 01, 2004 through Dec. 31, 2004
SPECIAL TAXES		
Financial Institutions Tax	10,273	0
Auto Excise	64,325	0
Commercial Vehicle Excise Tax	5,300	0
ALL OTHER REVENUE		
Miscellaneous	53,000	100,000
Transfer from Sanitation Liquid Waste	3,500,000	6,000,000
Transfer from Barrett Law Capital Fund	0	2,000,000
TOTAL	3,632,898	8,100,000

(q) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES METROPOLITAN THOROUGHFARE DISTRICT SINKING FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 Through Dec. 31, 2003	Jan. 01, 2004 through Dec. 31, 2004
SPECIAL TAXES		
Financial Institutions Tax	76,094	77,967
Auto Excise	476,466	488,194
Commercial Vehicle Excise Tax	46,409	47,551
ALL OTHER REVENUE		
Miscellaneous	20,250	91,000
Transfer from City Cumulative Fund	1,200,000	4,000,000
TOTAL	1,819,219	4,704,712

(r) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES METROPOLITAN PARK DISTRICT SINKING FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
SPECIAL TAXES		
Financial Institutions Tax	25,514	15,052
Auto Excise	159,757	94,247
Commercial Vehicle Excise Tax	15,561	9,180
ALL OTHER REVENUE		
Miscellaneous	4,000	25,000
Transfer from City Cumulative Capital Development		750,000
TOTAL	204,832	893,479

SECTION 2. Allocation of Miscellaneous Revenues of Marion County.

For purposes of determining the necessary property tax levies to finance the 2004 annual budgets for offices and agencies of Marion County, the anticipated and estimated revenues (except anticipated property tax distributions) of the Consolidated City and Marion County for the calendar year 2004, are hereby allocated, in accordance with law and the authority of the Council, to the respective funds as follows:

(a) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES COUNTY GENERAL FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
TAXES		
Marion County Liens	7,000	10,000
Gross Income Taxes	2,500	5,000
Treasurer's Surplus	550,000	550,000
County Option Income Tax	15,508,071	31,291,968
License Excise	4,410,022	9,737,181
Financial Institutions Tax	1,123,181	1,105,630
Emergency 911	300,000	420,000
CVET	386,962	877,401
TOTAL TAXES	22,287,736	43,997,180
FEES		
Marriage License	35,000	71,500
Domestic Relations	42,000	84,000
Photocopying Fees	6,050	10,250
Auditor's Fees	2,000	2,000
Clerk's Miscellaneous	166,128	330,000
Court Costs	1,582,106	2,500,000
County Coroner Fees	75,000	230,000
County Surveyor Fees	200	400
County Recorder Fees	2,651,000	4,000,000
Urinalysis Fees		
Demand Fees	5,000	13,000
Cable Franchise Subscriber Fees		
Ten Percent Cash Bond		
Inmate Medical Co-payment	9,000	18,000
Support/Maintenance Docket Fees	38,000	76,000
Document Fees	120,000	260,000
NSF Check Fees	6,000	13,000
Late Surrender Fees	25,000	50,000
Franchise Towing Fees	150,000	200,000
Tax Search Fees	9,000	20,000
Tax Sale Administration Fees	255,000	300,000

Weed Lien Fines and Sewer Penalties	25,000	60,000
TOTAL FEES	5,201,484	8,238,150
FEDERAL		
Care of Federal Prisoners	864,000	1,729,370
TOTAL FEDERAL	864,000	1,729,370

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES COUNTY GENERAL FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 Through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
STATE		
Care of State Prisoners	201,000	270,000
Indirect Cost Recovery	444,449	525,000
Title IV-D Reimbursement	2,144,337	3,722,745
Title IV-D Incentive	0	95,000
School Lunch Program	120,000	265,000
Welfare Guardian Home	888,584	1,254,416
Gambling Share	3,752,813	2,470,000
TOTAL STATE	7,551,183	8,602,161
LOCAL GOVERNMENT		
Transfer In	490,000	865,000
Transfer Out	-	-
Deferral	-	450,000
Security Chargeback-County	340,000	340,000
City Share MCJA	0	70,000
City Share Dispatch	1,880,990	4,841,320
Security Chargeback-City	320,000	320,000
Other Security	10,000	10,000
Other Reimbursements	900,000	2,300,000
TOTAL LOCAL GOVERNMENT	3,940,990	9,196,320
INTEREST		
Investment Interest	1,533,102	4,515,000
TOTAL INTEREST	1,533,102	4,515,000
OTHER		
Telephones	240,000	240,000
Juvenile Court	20,000	40,000
Damage and Insurance Settlements	15,000	30,000
Sale Other Property	1,650	40,485
Sheriff's Miscellaneous	411,960	800,000
Other	423,804	1,172,100
TOTAL OTHER	1,112,414	2,322,585
TOTAL REVENUE	42,490,909	78,600,766

(b) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES PROPERTY REASSESSMENT FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 Through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
SPECIAL TAXES		
Financial Institution Tax	18,169	17,726
Vehicle License Excise Tax	68,103	140,711
CVET	6,259	14,067
ALL OTHER REVENUE		
Interest & Miscellaneous	31,000	61,600
TOTAL	123,531	234,104

(c) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES SURVEYOR'S CORNER PERPETUATION FUND, FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 Through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
FEES		
Corner Perpetuation Fees	84,550	170,000
TOTAL	84,550	170,000

(d) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES SUPPLEMENTAL ADULT PROBATION FEES FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 Through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
FEES		
Criminal Probation Fees	1,007,865	2,510,280
TOTAL	1,007,865	2,510,280

(e) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES JUVENILE PROBATION FEES FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
FEES		
Juvenile Probation Fees	70,000	150,000
TOTAL	70,000	150,000

(f) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES GUARDIAN AD LITEM FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
FEES		
Guardian Ad Litem Fees	0	141,000
TOTAL	0	141,000

(g) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES AUDITOR'S ENDORSEMENT FEE FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
FEES		
Auditor's Fees	73,892	147,784
TOTAL	73,892	147,784

(h) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES COUNTY USER FEE FUND (DIVERSION) FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
FEES		
Pre-Trial Diversion Fees	304,446	610,000
Check Deception Fees	56,845	100,000
TOTAL	361,291	710,000

(i) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES ALCOHOL AND DRUG SERVICES FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 Through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
FEES		
Alcohol and Drug Service Fee	436,730	1,015,000
TOTAL	436,730	1,015,000

(j) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES COUNTY EXTRADITION FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 Through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
FEES		
Late Surrender Fees	20,000	40,000
Miscellaneous		
TOTAL	20,000	40,000

(k) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES LAW ENFORCEMENT FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 Through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
FEES		
Restitution and Forfeitures	396,522	550,000
TOTAL	396,522	550,000

(l) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES DRUG FREE COMMUNITY FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 Through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
FEES		
Drug Free Community Fees	200,000	400,000
TOTAL	200,000	400,000

(m) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES SHERIFF'S CONTINUING EDUCATION FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 Through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
FEES		
Law Enforcement Continuing Education Fees	30,000	35,000
TOTAL	30,000	35,000

(n) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES CONDITIONAL RELEASE PROGRAM FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 Through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
FEES		
Pre-Trial Fees	50,000	115,000
TOTAL	50,000	115,000

(o) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES LOCAL EMERGENCY PLANNING AND RIGHT TO KNOW FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 Through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
Fees	45,000	45,000
TOTAL	45,000	45,000

(p) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES LAW ENFORCEMENT EQUITABLE SHARE FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 Through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
FEES		
(Fees may only be appropriated after receipt)	50,000	100,000
TOTAL	50,000	100,000

(q) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES COUNTY MISDEMEANANT FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 Through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
Intergovernmental	600,551	600,551
TOTAL	600,551	600,551

(r) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES COMMUNITY CORRECTIONS HOME DETENTION FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 Through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
Fees	70,000	70,000
TOTAL	70,000	70,000

(s) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES STATE AND FEDERAL GRANTS FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 Through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
(Funds are appropriated according to grant fiscal year.)	0	0

(t) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES COUNTY GRANTS FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 Through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
(Funds are appropriated according to grant fiscal year.)	0	0

(u) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES DEFERRAL PROGRAM FEE FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 Through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
FEES		
Deferral Fees	1,634,527	3,500,000
Transfer Out	(430,000)	(430,000)
TOTAL	1,204,527	3,070,000

(v) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES MARION COUNTY CUMULATIVE CAPITAL DEVELOPMENT FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 Through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
SPECIAL TAXES		
Financial Institution Tax	94,975	79,651
Vehicle License Excise Tax	365,995	701,483
CVET	32,721	63,210
ALL OTHER REVENUE		
Sale of Cars	292,640	425,000
Transfer to City of Indianapolis	(4,306,846)	(4,306,846)
TOTAL	(3,520,515)	(3,037,502)

(w) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES SUPPLEMENTAL PUBLIC DEFENDER FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
FEES		
Public Defender Fees	111,339	220,000
TOTAL	111,339	220,000

(x) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES COUNTY RECORDER'S PERPETUATION FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 Through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
FEES		
County Recorder's Fees	1,196,044	1,794,000
TOTAL	1,196,044	1,794,000

(y) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES JURY PAY FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 Through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
FEES		
Fees	100,000	175,000
TOTAL	100,000	175,000

(z) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES INFORMATION SERVICES INTERNAL SERVICES FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 Through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
CHARGE FOR SERVICE		
ISA Other	170,533	154,885
ISA County	7,039,250	14,194,600
ISA City	7,008,711	15,613,934
Telephones - City	745,751	1,468,724
Telephones - County	467,321	941,393
Telephones - Other	105,329	106,976
Other Reimbursements	0	536,500
TOTAL	15,536,895	33,017,012

(aa) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES ENHANCED ACCESS FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 Through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
FEES	0	3,600
TOTAL	0	3,600

(bb) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES JUVENILE COURT ALTERNATIVE SCHOOL SERVICES FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 Through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
CHARGE FOR SERVICE	475,000	475,000
TOTAL	475,000	475,000

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES FORENSICS TRAINING FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 Through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
CHARGE FOR SERVICE	98,577	185,000
TOTAL	98,577	185,000

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES COUNTY SALES DISCLOSURE FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 Through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
CHARGE FOR SERVICE	46,144	92,000
TOTAL	46,144	92,000

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES CLERK'S PERPETUATION FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 Through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
RECORDS FEE	25,000	75,000
DOCUMENT STORAGE FEE	75,000	175,000
TOTAL	100,000	250,000

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES DRUG TESTING LAB FEE FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 Through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
DRUG TESTING FEE	198,037	400,000
TOTAL	198,037	400,000

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES MARION COUNTY CAPITAL LEASE FUND FOR THE PERIOD ENDING DECEMBER 31, 2003 AND DECEMBER 31, 2004		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 2003 Through Dec. 31, 2003	Jan. 01, 2004 Through Dec. 31, 2004
SPECIAL TAXES		
Financial Institution Tax	0	20,870
Vehicle License Excise Tax	0	165,732
CVET	0	14,520
TOTAL	0	201,122

SECTION 3. Allocation of County Option Income Tax (COIT) Revenues.

Pursuant to IC 6-3.5-6-19 (d), the City-County Council may determine the distribution to be made of the revenue received by the City of Indianapolis and County of Marion as a single taxing unit from the County Option Income Tax. The City-County Council hereby determines that from the certified distribution of One Hundred Ten Million Six Hundred Seven Thousand Eighty-eight Dollars (\$110,607,088) after the County Auditor deposits Two Million Seven Hundred Fifty Thousand Dollars (\$2,750,000) in the Metropolitan Emergency Communications Fund, retains the homestead credit distribution of Sixteen Million Dollars (\$16,000,000) and distributes the shares of other units entitled to distributions, the balance for the Consolidated City and County of Seventy-nine Million Six Hundred Twenty-three Thousand Three Hundred Twenty-eight Dollars (\$79,623,328) is hereby allocated and shall be distributed by the County Auditor and City Controller as follows:

- (1) To the County General Fund, the sum of \$31,291,968;
- (2) To the Consolidated County Fund, the sum of \$ 0;
- (3) To the Police Special Service District Fund, the sum of \$24,841,016;
- (4) To the Fire Special Service District Fund, the sum of \$10,040,344;
- (5) To the Police Pension Fund, the sum of \$7,250,000; and
- (6) To the Fire Pension Fund, the sum of \$6,200,000.

SECTION 4. Requirement and Allocation of Payments in Lieu of Taxes Revenues and Compensation for Lost Revenues.

(a) Pursuant to IC 36-3-2-10, the City-County Council may require the payments in lieu of taxes (PILOT) from certain public entities. Included within the list of public entities are a Capital Improvement Board, an Airport Authority and a wastewater treatment facility.

(b) The City-County Council requires the wastewater treatment facility to pay PILOTS in two (2) equal installments on May 10, 2004 and November 10, 2004, in the amount of Four Million Five Hundred Thousand Dollars (\$4,500,000) each, which are hereby allocated and shall be distributed by the City Controller as follows:

- (1) To the Police Service District Fund, the sum of \$5,400,000;
- (2) To the Fire Service District Fund, the sum of \$3,600,000.

SECTION 5. Assistance to Indianapolis Public Housing Agency and Parks and Recreation Department.

Pursuant to IC 36-7-19, the City-County Council authorizes aid to the Indianapolis Public Housing Agency by exempting it from solid waste collection charges and fees and to the Department of Parks and Recreation by exempting it from sewer user charges and fees.

SECTION 6. This ordinance shall be in full force and effect beginning January 1, 2004, upon adoption by the City-County Council, and approval by the Mayor (or passage over his veto).

PROPOSAL NO. 477, 2003. Councillor Coonrod reported that Proposal No. 477, 2003 was heard by the Administration and Finance Committee on September 9, 2003, by the Community Affairs Committee on September 9, 2003, by the Metropolitan Development Committee on September 8, 2003, and by the Public Safety and Criminal Justice Committee on September 10, 2003. The proposal, sponsored by Councillor Borst, directs a reduction of expenditures of budgeted 2003 appropriations from the County General Fund, County Reassessment Fund, Metropolitan Emergency Communications Fund, and Forensic Training Fund. By unanimous votes, the Committees reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Coonrod moved, seconded by Councillor Frick, for adoption. Proposal No. 477, 2003, as amended, was adopted on the following roll call vote; viz:

29 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty, Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley
0 NAYS:-

Proposal No. 477, 2003, as amended, was retitled FISCAL ORDINANCE NO. 118, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 118, 2003

A FISCAL ORDINANCE directing a reduction of expenditures of budgeted 2003 appropriations from the County General Fund, County Reassessment Fund, Metropolitan Emergency Communications Fund, and Forensic Training Fund.

WHEREAS, due to economic conditions, the Marion County Auditor has already requested voluntary reductions from all county agencies and departments; and

WHEREAS, due to lower revenues, depletion of fund balances, and decrease of unused funds, the City-County Council recognizes the need to reduce expenditures from the County General Fund, County Reassessment Fund, Metropolitan Emergency Communications Fund, Metropolitan Emergency Communications Wireless Fund, and Forensic Training Fund for the balance of 2003; now therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The appropriations approved in the City-County Annual Budgets for 2003 (City-County Fiscal Ordinance No. 92, 96, 97, and 98, 2002) be, and are hereby, amended to reduce the total appropriations for 2003 from the County General Fund by an amount as set forth herein.

SECTION 2. The appropriations for the following offices are specifically reduced as follows:

County General Fund		
Marion County Auditor's Office, Dept. 02	Character 01	\$ 32,000
Marion County Auditor's Office, Dept. 02	Character 03	88,522
Marion County Auditor's Office - ISA Charges, Dept. 02	Character 03	915,284
Marion County Auditor's Office, Dept. 02	Character 04	25,000
Marion County Commissioners, Dept. 03	Character 02	1,283

Marion County Commissioners, Dept. 03	Character 03	2,500
Marion County Election Board, Dept. 04	Character 03	75,000
Marion County Voter's Registration, Dept. 06	Character 01	80,000
Marion County Voter's Registration, Dept. 06	Character 02	20,000
Marion County Coroner's Office, Dept. 07	N/A	0
Marion County Surveyor's Office, Dept. 10	Character 03	26,000
Marion County Treasurer's Office, Dept. 09	N/A	0
Marion County Sheriff's Department, Dept. 33	N/A	0
Marion County Cooperative Extension, Dept. 81	Character 01	27,943
Marion County Cooperative Extension, Dept. 81	Character 02	9,896
Marion County Cooperative Extension, Dept. 81	Character 03	11,000
Marion County Cooperative Extension, Dept. 81	Character 04	4,411
Marion County Forensic Services Agency, Dept. 32	Character 02	20,000
Marion County Forensic Services Agency, Dept. 32	Character 03	25,000
Marion County Forensic Services Agency, Dept. 32	Character 04	25,000
Marion County Recorder's Office, Dept. 08	N/A	0
Marion County Clerk's Office, Dept. 04	N/A	0
Center Township Assessor's Office, Dept. 16	Character 01	62,500
Decatur Township Assessor's Office, Dept. 17	Character 01	6,000
Franklin Township Assessor's Office, Dept. 18	Character 01	2,000
Franklin Township Assessor's Office, Dept. 18	Character 03	15,980
Lawrence Township Assessor's Office, Dept. 19	Character 01	25,000
Perry Township Assessor's Office, Dept. 20	Character 01	18,850
Pike Township Assessor's Office, Dept. 21	Character 01	22,630
Warren Township Assessor's Office, Dept. 22	Character 01	28,600
Washington Township Assessor's Office, Dept. 23	Character 01	34,090
Wayne Township Assessor's Office, Dept. 24	Character 01	33,050
Marion County Justice Agency, Dept. 37	Character 03	7,748
Marion County Justice Agency, Dept. 37	Character 04	650
Marion County Community Corrections, Dept. 34	Character 03	177,870
<i>Total General Fund Reduction</i>		<i>\$1,823,807</i>
County Reassessment Fund		
Marion County Assessor's Office	Character 04	\$ 100,000
Decatur Township Assessor's Office, Dept. 17	Character 03	200,000
Decatur Township Assessor's Office, Dept. 17	Character 04	50,000
Pike Township Assessor's Office, Dept. 21	Character 01	20,000
Washington Township Assessor's Office, Dept. 23	Character 01	15,000
Wayne Township Assessor's Office, Dept. 24	Character 01	15,000
<i>Total Reassessment Fund Reduction</i>		<i>\$ 400,000</i>
Forensic Training Fund		
Crime Lab, Dept. 32	Character 01	\$ 40,000
Crime Lab, Dept. 32	Character 03	20,000
Crime Lab, Dept. 32	Character 04	25,000
<i>Total Forensic Training Fund Reduction</i>		<i>\$ 85,000</i>

Metropolitan Emergency Communications Fund - Fund 190		
Metropolitan Emergency Communications Agency, Dept. 38	Character 01	\$ 10,000
Metropolitan Emergency Communications Agency, Dept. 38	Character 02	26,600
Metropolitan Emergency Communications Agency, Dept. 38	Character 03	4,000
Metropolitan Emergency Communications Agency, Dept. 38	Character 04	10,000
<i>Total Metropolitan Emergency Communications Fund Reduction</i>		<i>\$ 50,600</i>

Metropolitan Emergency Communications - Fund 192		
Metropolitan Emergency Communications - Fund 192	Character 01	\$ 6,000
Metropolitan Emergency Communications - Fund 192	Character 02	1,000
Metropolitan Emergency Communications - Fund 192	Character 03	20,000
<i>Total Metropolitan Emergency Communications Fund Reduction</i>		<i>\$ 27,000</i>

SECTION 3. This ordinance shall be in full force and effect from and after passage by the City-County Council and approval by the Mayor (or passage over his veto), except that, any part of this ordinance effecting the budget or appropriations for an office or officer of the county provided for by the Constitution of Indiana or a judicial office or officer shall not be subject to the veto of the Mayor.

Councillor Boyd moved, seconded by Councillor Coughenour, to reconsider the vote on Proposal No. 469, 2003. The motion to reconsider failed on the following roll call vote; viz:

13 YEAS: Black, Boyd, Brents, Conley, Coughenour, Douglas, Gibson, Gray, Horseman, Moriarty Adams, Nytes, Sanders, Short

15 NAYS: Bainbridge, Borst, Bradford, Cockrum, Coonrod, Dowden, Frick, Knox, Langsford, Massie, McWhirter, Schneider, Smith, Soards, Tilford

1 NOT VOTING: Talley

PROPOSAL NO. 475, 2003. Councillor Coonrod reported that Proposal No. 475, 2003 was heard by the Administration and Finance Committee on September 9, 2003, the Community Affairs Committee on September 9, 2003, the Metropolitan Development Committee on September 8, 2003, the Parks and Recreation Committee on September 11, 2003, the Public Safety and Criminal Justice Committee on September 10 and 15, 2003, and the Public Works Committee on September 4, 2003. The proposal, sponsored by Councillors Coughenour and Boyd, determines the tax levy for 2004 for each fund of the Consolidated City and Marion County. The proposal was amended by the Public Safety and Criminal Justice Committee. The Committees reported the proposal to the full Council with the recommendation that it do pass.

Councillor Bradford made the following motion:

Mr President:

I move to amend Proposal No. 475, 2003 as follows

Section 2(a) in the County General Fund, reduce the operating balance by \$665,605.00, and a corresponding reduction in the levy and the rate.

Councillor Coonrod said that he would like to offer a friendly technical amendment to this amendment that the staff take into account the other amendments made this evening to the County General Fund such that the net reduction of the County levy would be 5%. Councillor Bradford accepted this amendment and changed his motion to include this technicality. Councillor Smith seconded the motion.

Councillor Nytes said that she had prepared an amendment for this proposal that she is not going to offer now, but her concern is that there may not actually be enough money left in this budget to cut \$665,000

from the fund balance. Mr. Steele said that taking into account all the amendments made so far this evening, if this amendment were to pass, the General Fund balance would be in the range of \$300,000 to \$400,000.

Councillor Short asked if this is the balance at the end of 2004. Mr. Steele said that this is correct. He said that no projections have been made through 2005.

Councillor Horseman asked what would be a 5% fund balance for the County. Mr. Steele said that it would be roughly in the \$10 million range. Councillor Horseman asked if a \$300,000 to \$400,000 fund balance is a prudent balance, since they have been told again and again that a 10% balance is healthy. Mr. Steele said that it is not at all good, but there may be underspending this year and next that has not been accounted for, which could increase that fund balance. He added that it appears the property tax collections are running 103-104%, and there may be an extra \$2 or \$3 million in revenue. Councillor Horseman said that a fund balance of \$1 million is much more desirable than a balance of \$400,000.

Councillor Coonrod said that for those taxpayers that saw their tax bills quadruple in cost this year, the prudent thing to do would be to reduce the levy as much as possible.

Councillor Horseman asked if this reduction would impact the County's bond rating. Mr. Steele said that it is possible. He said that the rating agencies look at several factors, and one of those is fund balance. Councillor Coonrod said that bond rating agencies look primarily at the ability of the community to pay property taxes, and he does not believe the bond rating will be hurt. He said that purchasing bond insurance would be cheaper than setting aside taxpayer money into a savings account.

Councillor McWhirter asked if this full \$665,000 is needed to achieve the 5% cut, or if it might be less. Mr. Steele said that not including municipal corporations, he believes all of this will be required.

Councillor Nytes said that now the fund balance has to be cut to achieve the 5% tax cut promised by some members of this Council. Her concern about spending down this budget is that the cuts next year will be even more severe and painful.

Councillor Bradford said that spending could be cut all night, but what really makes a difference to taxpayers is giving them some tax relief, and it is important to pass this amendment.

Councillor Horseman said that a fund balance represents more than a mere savings account, and a fund balance shows that the municipality is prepared to address emergencies that might arise. To have a fund balance this small for a County this size is ludicrous. She said that this is political expediency in an election year that seems to be guiding decisions this evening, as the next few years will result in tax increases.

Councillor Nytes said that bond insurance can be purchased, but there is a notion on the part of bond rating agencies, that when they see an entity unwilling to take action, this has a chilling effect on the rating for a healthy financial footing. Depleting fund balances lead to governments borrowing for day-to-day operations, and paying interest on those costs.

Councillor Sanders asked what the tax relief might be per homeowner. Mr. Steele said that the initial Homestead Credit equated to approximately \$25 to \$30, and with this cut it would be \$40 to \$50.

Councillor Boyd said that many of the Council members are running for Council this year, and what they say may be measured with regards to how viable they are as candidates. On one hand, he would like to vote to reduce the operating budget, knowing that most citizens will not ask the impact on overall budget

and operations. There comes a time in a politician's life that the realities and long-range implications must be taken into account. He said that he is voting against this amendment despite how it might look because he believes in responsible fiscal management.

Councillor Smith said that it would have been nice to have this discussion last year when Mayor Bart Peterson actually raised taxes.

Councillor Bradford's motion to amend carried on the following roll call vote; viz:

16 YEAS: Bainbridge, Borst, Bradford, Cockrum, Coonrod, Coughenour, Dowden, Frick, Langsford, Massie, McWhirter, Moriarty Adams, Schneider, Smith, Soards, Tilford
12 NAYS: Black, Boyd, Brents, Conley, Douglas, Gibson, Gray, Horseman, Knox, Nytes, Sanders, Short
1 NOT VOTING: Talley

Councillor Schneider made the following motion:

Mr President:

I move to amend Proposal No. 475, 2003 as follows:

Section 1(c) in the Redevelopment General fund reduce the operating balance by \$275,375.00, and a corresponding reduction in the levy and the rate.

Section 1(o) in the Redevelopment Debt fund reduce the operating balance by \$1,000,000.00, and a corresponding reduction in the levy and the rate.

Councillor Smith seconded the motion.

Councillor Horseman asked what the impact of this amendment would be on City funds. Kathy Davis, City Controller, said that the reduction in the Redevelopment General Fund levy would represent about 60% of the total levy, which is down about 7.6% from last year. This fund would be positive at the end of 2004 but negative at the end of 2005. She said that this fund is the primary funding source for the Department of Metropolitan Development's property management. She said that the major use of the Redevelopment Debt Fund is the payment of the United Airlines lease, which is owed until 2015. Redevelopment debt is a set amount and there are no options internally to manage and reduce this amount.

Councillor Short said that this proposal was brought up at the last meeting and defeated, and based on the testimony of the City Controller, these are irresponsible cuts.

Councillor Smith asked if the remaining fund balance in Redevelopment General would be \$1.6 million. Ms. Davis said that this would be the balance at the end of 2004. Councillor Smith asked if the Redevelopment Debt fund balance would be \$3.1 million. Ms. Davis said that she believes it would be \$2.8 million at the end of 2004.

Councillor Nytes said that there is not much of a revenue stream for the Redevelopment Debt Fund and she asked where the City will get money next year to make the budget work.

Councillor Langsford said that he will oppose this amendment, given these tough economic times and the importance of redevelopment in bringing in revenues for the City.

Councillor Frick agreed that times are tough economically right now, but that is why the Council should be looking at ways to provide tax relief to its citizens.

Councillor Schneider's motion to amend failed on the following roll call vote; viz:

13 YEAS: Bainbridge, Borst, Bradford, Cockrum, Coonrod, Dowden, Frick, Massie, McWhirter, Schneider, Smith, Soards, Tilford
 15 NAYS: Black, Boyd, Brents, Conley, Coughenour, Douglas, Gibson, Gray, Horseman, Knox, Langsford, Moriarty Adams, Nytes, Sanders, Short
 1 NOT VOTING: Talley

Councillor Coonrod moved, seconded by Councillor Coughenour, for adoption. Proposal No. 475, 2003, as amended, was adopted on the following roll call vote; viz:

21 YEAS: Bainbridge, Black, Borst, Boyd, Brents, Cockrum, Conley, Coughenour, Douglas, Dowden, Gibson, Gray, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Short, Tilford
 7 NAYS: Bradford, Coonrod, Frick, Horseman, Schneider, Smith, Soards
 1 NOT VOTING: Talley

Proposal No. 475, 2003, as amended, was retitled FISCAL ORDINANCE NO. 119, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 119, 2003

A FISCAL ORDINANCE determining the tax levy for each fund of the Consolidated City and Marion County.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
 CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:
 ESTIMATED REVENUES AND TAX LEVIES OF THE
 CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY

SECTION 1. Estimates of Funds to be Raised and Proposed Tax Levies for the Consolidated City.

In accordance with law and the appropriations and allocations of revenues adopted for the calendar year 2004 for the Consolidated City, the tax rates for the respective funds are calculated as follows:

(a) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES CONSOLIDATED COUNTY FUND		
2004 NET ASSESSED VALUATION	\$ 40,027,732,606	
2003 BILLED NET ASSESSED VALUATION	\$ 39,051,446,445	
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	24,212,504	24,212,504
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	35,837,194	35,837,194
3. Additional appropriations necessary to be made July 1 to December 31 of present year	270,000	270,000
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	36,107,194	36,107,194
6. Remaining property taxes to be collected present year	19,677,121	19,677,121
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	15,119,990	15,119,990
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	34,797,111	34,797,111
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	22,902,420	22,902,420
10. Total budget estimate for January 1 to December 31 of incoming year	60,412,049	60,192,049
11. Miscellaneous revenue for January 1 to December 31 of incoming year	29,494,941	29,494,941
12. Property tax to be raised from January 1 to December 31 of incoming year	21,454,865	21,454,865

13a. Reserve Account		3,400,000
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	13,440,178	10,260,178
14. Estimated December 31 cash balance, of incoming year	13,440,178	13,660,178
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0547	0.0547
Proposed tax rate for incoming year	0.0536	0.0536

(b) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES FEDERAL GRANTS FUND		
2004 NET ASSESSED VALUATION	\$0	
2003 BILLED NET ASSESSED VALUATION	\$0	
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	1,002,477	1,002,477
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	33,786,249	33,786,249
3. Additional appropriations necessary to be made July 1 to December 31 of present year	1,483,072	1,483,072
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	35,269,321	35,269,321
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	38,360,620	38,360,620
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	38,360,620	38,360,620
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	4,093,776	4,093,776
10. Total budget estimate for January 1 to December 31 of incoming year	31,927,862	31,927,862
11. Miscellaneous revenue for January 1 to December 31 of incoming year	31,985,027	31,985,027
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	4,150,941	4,150,941
14. Estimated December 31 cash balance, of incoming year	4,150,941	4,150,941

(c) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES REDEVELOPMENT GENERAL FUND		
2004 NET ASSESSED VALUATION	\$37,207,446,908	
2003 BILLED NET ASSESSED VALUATION	\$36,477,889,125	
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	2,740,678	2,740,678
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	1,333,154	1,333,154
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	1,333,154	1,333,154
6. Remaining property taxes to be collected present year	480,630	480,630
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	412,069	412,069
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	892,699	892,699
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	2,300,224	2,300,224

10. Total budget estimate for January 1 to December 31 of incoming year	1,511,580	1,511,580
11. Miscellaneous revenue for January 1 to December 31 of incoming year	670,344	670,344
12. Property tax to be raised from January 1 to December 31 of incoming year	483,697	483,697
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	1,942,685	1,942,685
14. Estimated December 31 cash balance, of incoming year	1,942,685	1,942,685
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0014	0.0014
Proposed tax rate for incoming year	0.0013	0.0013

(d) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES SANITATION LIQUID WASTE FUND		
2004 NET ASSESSED VALUATION	\$0	
2003 BILLED NET ASSESSED VALUATION	\$0	
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	55,229,624	55,229,624
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	35,452,605	35,452,605
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	35,452,605	35,452,605
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	24,449,918	24,449,918
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	24,449,918	24,449,918
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	44,226,936	44,226,936
10. Total budget estimate for January 1 to December 31 of incoming year	49,055,233	49,055,233
11. Miscellaneous revenue for January 1 to December 31 of incoming year	44,834,933	44,834,933
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	40,006,636	40,006,636
14. Estimated December 31 cash balance, of incoming year	40,006,636	40,006,636

(e) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES STATE GRANTS FUND		
2004 NET ASSESSED VALUATION	\$0	
2003 BILLED NET ASSESSED VALUATION	\$0	
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	(5,014,517)	(5,014,517)
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	3,733,070	3,733,070
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	3,733,070	3,733,070
6. Remaining property taxes to be collected present year	0	0

7.	Miscellaneous revenue to be received July 1 through Dec. 31 of present year	8,862,513	8,862,513
8.	Estimated revenue to be received July 1 to December 31 (add lines 6-7)	8,862,513	8,862,513
9.	Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	114,925	114,925
10.	Total budget estimate for January 1 to December 31 of incoming year	0	0
11.	Miscellaneous revenue for January 1 to December 31 of incoming year	0	0
12.	Property tax to be raised from January 1 to December 31 of incoming year	0	0
13.	Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	114,925	114,925
14.	Estimated December 31 cash balance, of incoming year	114,925	114,925

(f) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES SOLID WASTE DISPOSAL FUND			
2004 NET ASSESSED VALUATION		\$0	
2003 BILLED NET ASSESSED VALUATION		\$0	
		PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003			
1.	June 30 actual cash balance of present year	3,568,485	3,568,485
2.	Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	10,643,426	10,643,426
3.	Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4.	Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5.	Total expenditures for current year (add lines 2-4)	10,643,426	10,643,426
6.	Remaining property taxes to be collected present year	0	0
7.	Miscellaneous revenue to be received July 1 through Dec. 31 of present year	8,860,888	8,860,888
8.	Estimated revenue to be received July 1 to December 31 (add lines 6-7)	8,860,888	8,860,888
9.	Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	1,785,948	1,785,948
10.	Total budget estimate for January 1 to December 31 of incoming year	11,563,738	11,563,738
11.	Miscellaneous revenue for January 1 to December 31 of incoming year	11,433,300	11,433,300
12.	Property tax to be raised from January 1 to December 31 of incoming year	0	0
13.	Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	1,655,510	1,655,510
14.	Estimated December 31 cash balance, of incoming year	1,655,510	1,655,510

(g) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES STORM WATER MANAGEMENT UTILITY FUND			
2004 NET ASSESSED VALUATION		\$0	
2003 BILLED NET ASSESSED VALUATION		\$0	
		PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003			
1.	June 30 actual cash balance of present year	1,061,139	1,061,139
2.	Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	2,598,632	2,598,632
3.	Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4.	Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5.	Total expenditures for current year (add lines 2-4)	2,598,632	2,598,632

6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	6,411,164	6,411,164
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	6,411,164	6,411,164
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	4,873,670	4,873,670
10. Total budget estimate for January 1 to December 31 of incoming year	3,406,210	3,406,210
11. Miscellaneous revenue for January 1 to December 31 of incoming year	5,083,566	5,083,566
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	6,551,026	6,551,026
14. Estimated December 31 cash balance, of incoming year	6,551,026	6,551,026

(h) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES MAINTENANCE OPERATIONS GENERAL FUND		
2004 NET ASSESSED VALUATION	\$0	
2003 BILLED NET ASSESSED VALUATION	\$0	
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	24,516	24,516
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	(2,491)	(2,491)
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	(2,491)	(2,491)
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	(750)	(750)
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	(750)	(750)
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	26,256	26,256
10. Total budget estimate for January 1 to December 31 of incoming year	0	0
11. Miscellaneous revenue for January 1 to December 31 of incoming year	0	0
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	26,256	26,256
14. Estimated December 31 cash balance, of incoming year	26,256	26,256

(i) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES TRANSPORTATION GENERAL FUND		
2004 NET ASSESSED VALUATION	\$0	
2003 BILLED NET ASSESSED VALUATION	\$0	
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	22,749,164	22,749,164
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	38,018,638	38,018,638
3. Additional appropriations necessary to be made July 1 to December 31 of present year	700,000	700,000
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0

5. Total expenditures for current year (add lines 2-4)	38,718,638	38,718,638
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	24,385,589	24,385,589
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	24,385,589	24,385,589
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	8,416,115	8,416,115
10. Total budget estimate for January 1 to December 31 of incoming year	44,650,547	44,650,547
11. Miscellaneous revenue for January 1 to December 31 of incoming year	46,324,000	46,324,000
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	10,089,569	10,089,569
14. Estimated December 31 cash balance, of incoming year	10,089,569	10,089,569

(j) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES PARKING METER FUND		
2004 NET ASSESSED VALUATION	\$0	
2003 BILLED NET ASSESSED VALUATION	\$0	
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	2,247,368	2,247,368
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	1,393,741	1,393,741
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	1,393,741	1,393,741
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	936,687	936,687
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	936,687	936,687
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	1,790,315	1,790,315
10. Total budget estimate for January 1 to December 31 of incoming year	1,675,603	1,675,603
11. Miscellaneous revenue for January 1 to December 31 of incoming year	1,505,000	1,505,000
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	1,619,712	1,619,712
14. Estimated December 31 cash balance, of incoming year	1,619,712	1,619,712

(k) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES PARK GENERAL FUND		
2004 NET ASSESSED VALUATION	\$40,027,732,606	
2003 BILLED NET ASSESSED VALUATION	\$39,051,446,445	
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	12,010,067	12,010,067
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	24,028,413	24,028,413
3. Additional appropriations necessary to be made July 1 to December 31 of present year	1,136,138	1,136,138

4. Outstanding temporary loans to be paid and not included in lines 2 or 3	6,442,888	6,442,888
5. Total expenditures for current year (add lines 2-4)	31,607,439	31,607,439
6. Remaining property taxes to be collected present year	17,002,292	17,002,292
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	6,224,647	6,224,647
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	23,226,939	23,226,939
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	3,629,567	3,629,567
10. Total budget estimate for January 1 to December 31 of incoming year	25,403,819	25,403,819
11. Miscellaneous revenue for January 1 to December 31 of incoming year	7,092,309	7,092,309
12. Property tax to be raised from January 1 to December 31 of incoming year	17,948,379	17,948,379
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	3,266,435	3,266,435
14. Estimated December 31 cash balance, of incoming year	3,266,435	3,266,435
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0472	0.0472
Proposed tax rate for incoming year	0.0448	0.0448

(1) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES CITY CUMULATIVE CAPITAL DEVELOPMENT FUND		
2004 NET ASSESSED VALUATION	\$37,207,446,908	
2003 BILLED NET ASSESSED VALUATION	\$36,477,889,125	
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	7,188,786	7,188,786
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	11,870,787	11,870,787
3. Additional appropriations necessary to be made July 1 to December 31 of present year	660,000	660,000
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	12,530,787	12,530,787
6. Remaining property taxes to be collected present year	12,294,266	12,294,266
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	226,433	226,433
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	12,520,699	12,520,699
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	7,178,698	7,178,698
10. Total budget estimate for January 1 to December 31 of incoming year	10,717,914	10,647,264
11. Miscellaneous revenue for January 1 to December 31 of incoming year	(4,828,328)	(4,828,328)
12. Property tax to be raised from January 1 to December 31 of incoming year	13,692,340	13,692,340
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	5,324,796	5,395,446
14. Estimated December 31 cash balance, of incoming year	5,324,796	5,395,446
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0368	0.0368
Proposed tax rate for incoming year	0.0368	0.0368

(m) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES CONSOLIDATED COUNTY CUMULATIVE CAPITAL DEVELOPMENT FUND		
2004 NET ASSESSED VALUATION	\$0	
2003 BILLED NET ASSESSED VALUATION	\$0	
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	2,105,595	2,105,595
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	3,899,142	3,899,142
3. Additional appropriations necessary to be made July 1 to December 31 of present year	500,000	500,000
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	4,399,142	4,399,142
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	4,806,500	4,806,500
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	4,806,500	4,806,500
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	2,512,953	2,512,953
10. Total budget estimate for January 1 to December 31 of incoming year	4,850,000	4,850,000
11. Miscellaneous revenue for January 1 to December 31 of incoming year	4,195,000	4,195,000
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	1,857,953	1,857,953
14. Estimated December 31 cash balance, of incoming year	1,857,953	1,857,953

(n) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES CITY GENERAL SINKING FUND		
2004 NET ASSESSED VALUATION	\$37,207,446,908	
2003 BILLED NET ASSESSED VALUATION	\$36,477,889,125	
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	40,341	40,341
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	420,369	420,369
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	420,369	420,369
6. Remaining property taxes to be collected present year	408,329	408,329
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	46,192	46,192
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	454,521	454,521
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	74,493	74,493
10. Total budget estimate for January 1 to December 31 of incoming year	409,255	409,255
11. Miscellaneous revenue for January 1 to December 31 of incoming year	370,000	370,000
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	35,238	35,238

14. Estimated December 31 cash balance, of incoming year	35,238	35,238
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0012	0.0012
Proposed tax rate for incoming year	0.0000	0.0000

(o) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES REDEVELOPMENT DISTRICT SINKING FUND		
2004 NET ASSESSED VALUATION	\$37,207,446,908	
2003 BILLED NET ASSESSED VALUATION	\$36,477,889,125	
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	1,355,791	1,355,791
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	10,535,118	10,535,118
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	10,535,118	10,535,118
6. Remaining property taxes to be collected present year	10,421,426	10,421,426
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	5,187,674	5,187,674
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	15,609,100	15,609,100
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	6,429,772	6,429,772
10. Total budget estimate for January 1 to December 31 of incoming year	17,702,278	17,702,278
11. Miscellaneous revenue for January 1 to December 31 of incoming year	6,621,729	6,621,729
12. Property tax to be raised from January 1 to December 31 of incoming year	8,743,750	8,743,750
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	4,092,973	4,092,973
14. Estimated December 31 cash balance, of incoming year	4,092,973	4,092,973
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0312	0.0312
Proposed tax rate for incoming year	0.0235	0.0235

(p) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES SANITARY DISTRICT SINKING FUND		
2004 NET ASSESSED VALUATION	\$36,549,841,156	
2003 BILLED NET ASSESSED VALUATION	\$35,833,177,604	
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	4,356,098	4,356,098
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	7,301,869	7,301,869
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	7,301,869	7,301,869
6. Remaining property taxes to be collected present year	625,681	625,681
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	3,632,898	3,632,898
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	4,258,579	4,258,579

9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	1,312,807	1,312,807
10. Total budget estimate for January 1 to December 31 of incoming year	8,937,432	8,937,432
11. Miscellaneous revenue for January 1 to December 31 of incoming year	8,100,000	8,100,000
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	475,375	475,375
14. Estimated December 31 cash balance, of incoming year	475,375	475,375
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0019	0.0019
Proposed tax rate for incoming year	0.0000	0.0000

(q) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES METROPOLITAN THOROUGHFARE DISTRICT SINKING FUND		
2004 NET ASSESSED VALUATION	\$40,027,732,606	
2003 BILLED NET ASSESSED VALUATION	\$39,051,446,445	
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	239,537	239,537
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	5,783,577	5,783,577
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	5,783,577	5,783,577
6. Remaining property taxes to be collected present year	4,637,004	4,637,004
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	1,819,469	1,819,469
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	6,456,473	6,456,473
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	912,432	912,432
10. Total budget estimate for January 1 to December 31 of incoming year	10,047,713	10,047,713
11. Miscellaneous revenue for January 1 to December 31 of incoming year	4,704,712	4,704,712
12. Property tax to be raised from January 1 to December 31 of incoming year	5,163,578	5,163,578
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	733,009	733,009
14. Estimated December 31 cash balance, of incoming year	733,009	733,009
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0129	0.0129
Proposed tax rate for incoming year	0.0129	0.0129

(f) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES METROPOLITAN PARK DISTRICT SINKING FUND		
2004 NET ASSESSED VALUATION	\$40,027,732,606	
2003 BILLED NET ASSESSED VALUATION	\$39,051,446,445	
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	(467,588)	(467,588)
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	1,208,544	1,208,544
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	1,208,544	1,208,544
6. Remaining property taxes to be collected present year	1,562,709	1,562,709
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	204,832	204,832
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	1,767,541	1,767,541
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	91,409	91,409
10. Total budget estimate for January 1 to December 31 of incoming year	1,921,531	1,921,531
11. Miscellaneous revenue for January 1 to December 31 of incoming year	893,479	893,479
12. Property tax to be raised from January 1 to December 31 of incoming year	1,000,693	1,000,693
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	64,050	64,050
14. Estimated December 31 cash balance, of incoming year	64,050	64,050
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0043	0.0043
Proposed tax rate for incoming year	0.0025	0.0025

SECTION 2. Estimates of Funds to be Raised and Proposed Tax Rates for Marion County Government.

In accordance with law and the appropriations and allocations of revenues adopted for the calendar year 2004 for the Marion County government, the tax rates for the respective funds are calculated as follows:

(a) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES COUNTY GENERAL FUND		
2004 NET ASSESSED VALUATION	40,222,989,838	
2003 BILLED NET ASSESSED VALUATION	39,051,446,445	
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	14,774,135	14,774,135
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	90,929,140	91,101,711
3. Additional appropriations necessary to be made July 1 to December 31 of present year	5,633,422	5,633,422
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	40,000,000	40,000,000
5. Total expenditures for current year (add lines 2-4)	136,562,562	136,735,133
6. Remaining property taxes to be collected present year	91,408,946	91,408,946
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	41,990,909	42,490,909
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	133,399,855	133,899,855

9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	11,611,428	11,938,857
10. Total budget estimate for January 1 to December 31 of incoming year	197,075,181	195,831,490
11. Miscellaneous revenue for January 1 to December 31 of incoming year	78,430,686	78,600,766
12. Property tax to be raised from January 1 to December 31 of incoming year	107,530,472	106,864,867
13.a. Reserve Account		1,223,009
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	497,405	349,991
14. Estimated December 31 cash balance, of incoming year	410,210	349,991
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.2720	0.2720
Proposed tax rate for incoming year	0.2673	0.2673

(b) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES PROPERTY REASSESSMENT FUND		
2004 NET ASSESSED VALUATION	40,222,989,838	
2003 BILLED NET ASSESSED VALUATION	39,051,446,455	
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	3,286,272	3,286,272
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	2,819,771	2,719,771
3. Additional appropriations necessary to be made July 1 to December 31 of present year		
4. Outstanding temporary loans to be paid and not included in lines 2 or 3		
5. Total expenditures for current year (add lines 2-4)	2,819,771	2,719,771
6. Remaining property taxes to be collected present year	1,769,812	1,769,812
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	125,531	125,531
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	1,895,343	1,895,343
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	2,361,844	2,461,844
10. Total budget estimate for January 1 to December 31 of incoming year	4,291,047	4,284,047
11. Miscellaneous revenue for January 1 to December 31 of incoming year	249,505	249,505
12. Property tax to be raised from January 1 to December 31 of incoming year	1,754,066	1,754,066
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	74,368	181,368
14. Estimated December 31 cash balance, of incoming year	74,368	181,368
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0044	0.0044
Proposed tax rate for incoming year	0.0044	0.0044

(c) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES SURVEYOR'S CORNER PERPETUATION FUND		
2004 NET ASSESSED VALUATION	40,222,989,838	
2003 BILLED NET ASSESSED VALUATION	39,051,446,445	
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	678,494	678,494
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	125,769	125,769
3. Additional appropriations necessary to be made July 1 to December 31 of present year		
4. Outstanding temporary loans to be paid and not included in lines 2 or 3		
5. Total expenditures for current year (add lines 2-4)	125,769	125,769
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	84,550	84,550
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	84,550	84,550
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	637,275	637,275
10. Total budget estimate for January 1 to December 31 of incoming year	144,822	170,822
11. Miscellaneous revenue for January 1 to December 31 of incoming year	170,000	170,000
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	662,453	636,453
14. Estimated December 31 cash balance, of incoming year	662,453	636,453
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0	0
Proposed tax rate for incoming year	0	0

(d) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES SUPPLEMENTAL ADULT PROBATION FEES FUND		
2004 NET ASSESSED VALUATION	40,222,989,838	
2003 BILLED NET ASSESSED VALUATION	39,051,446,445	
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	668,504	668,504
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	978,374	978,374
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	978,374	978,374
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	1,007,865	1,007,865
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	1,007,865	1,007,865
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	697,995	697,995
10. Total budget estimate for January 1 to December 31 of incoming year	2,246,318	2,246,318
11. Miscellaneous revenue for January 1 to December 31 of incoming year	2,510,280	2,510,280

12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	961,957	961,957
14. Estimated December 31 cash balance, of incoming year	961,957	961,957
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0	0
Proposed tax rate for incoming year	0	0

(e) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES JUVENILE PROBATION FEES FUND		
2004 NET ASSESSED VALUATION	40,222,989,838	
2003 BILLED NET ASSESSED VALUATION	39,051,446,445	
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	117,161	117,161
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	151,009	151,009
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	151,009	151,009
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	70,000	70,000
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	70,000	70,000
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	36,152	36,152
10. Total budget estimate for January 1 to December 31 of incoming year	180,000	180,000
11. Miscellaneous revenue for January 1 to December 31 of incoming year	150,000	150,000
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	6,152	6,152
14. Estimated December 31 cash balance, of incoming year	6,152	6,152
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0	0
Proposed tax rate for incoming year	0	0

(f) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES GUARDIAN AD LITEM FUND		
2004 NET ASSESSED VALUATION	40,222,989,838	
2003 BILLED NET ASSESSED VALUATION	39,051,446,445	
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	85,015	85,015
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	78,991	78,991
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	78,991	78,991
6. Remaining property taxes to be collected present year	0	0

7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	0	0
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	0	0
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	6,024	6,024
10. Total budget estimate for January 1 to December 31 of incoming year	139,811	139,811
11. Miscellaneous revenue for January 1 to December 31 of incoming year	141,000	141,000
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	7,213	7,213
14. Estimated December 31 cash balance, of incoming year	7,213	7,213
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0	0
Proposed tax rate for incoming year	0	0

(g) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES COUNTY DIVERSION FUND		
2004 NET ASSESSED VALUATION	40,222,989,838	
2003 BILLED NET ASSESSED VALUATION	39,051,446,445	
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	852,159	852,159
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	482,939	482,939
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	482,939	482,939
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	361,291	361,291
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	361,291	361,291
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	730,511	730,511
10. Total budget estimate for January 1 to December 31 of incoming year	940,207	940,207
11. Miscellaneous revenue for January 1 to December 31 of incoming year	710,000	710,000
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	500,304	500,304
14. Estimated December 31 cash balance, of incoming year	500,304	500,304
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0	0
Proposed tax rate for incoming year	0	0

(h) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES ALCOHOL AND DRUG SERVICES FUND		
2004 NET ASSESSED VALUATION	40,222,989,838	
2003 BILLED NET ASSESSED VALUATION	39,051,446,445	
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	339,410	339,410
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	690,735	690,735
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	690,735	690,735
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	436,730	436,730
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	436,730	436,730
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	85,405	85,405
10. Total budget estimate for January 1 to December 31 of incoming year	1,024,018	1,024,018
11. Miscellaneous revenue for January 1 to December 31 of incoming year	1,015,000	1,015,000
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	76,387	76,387
14. Estimated December 31 cash balance, of incoming year	76,387	76,387
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0	0
Proposed tax rate for incoming year	0	0

(i) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES COUNTY EXTRADITION FUND		
2004 NET ASSESSED VALUATION	40,222,989,838	
2003 BILLED NET ASSESSED VALUATION	39,051,446,445	
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	296,303	296,303
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	36,027	36,027
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	36,027	36,027
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	20,000	20,000
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	20,000	20,000
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	280,276	280,276
10. Total budget estimate for January 1 to December 31 of incoming year	144,547	144,547
11. Miscellaneous revenue for January 1 to December 31 of incoming year	40,000	40,000

12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	175,729	175,729
14. Estimated December 31 cash balance, of incoming year	175,729	175,729
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0	0
Proposed tax rate for incoming year	0	0

(j) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES LAW ENFORCEMENT FUND		
2004 NET ASSESSED VALUATION	40,222,989,838	
2003 BILLED NET ASSESSED VALUATION	39,051,446,445	
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	970,439	970,439
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	581,887	581,887
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	581,887	581,887
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	396,522	396,522
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	396,522	396,522
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	785,074	785,074
10. Total budget estimate for January 1 to December 31 of incoming year	960,807	960,807
11. Miscellaneous revenue for January 1 to December 31 of incoming year	550,000	550,000
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	374,267	374,267
14. Estimated December 31 cash balance, of incoming year	374,267	374,267
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0	0
Proposed tax rate for incoming year	0	0

(k) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES DRUG FREE COMMUNITY FUND		
2004 NET ASSESSED VALUATION	40,222,989,838	
2003 BILLED NET ASSESSED VALUATION	39,051,446,445	
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	492,586	492,586
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	461,092	461,092
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	461,092	461,092
6. Remaining property taxes to be collected present year	0	0

7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	200,000	200,000
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	200,000	200,000
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	231,494	231,494
10. Total budget estimate for January 1 to December 31 of incoming year	500,000	500,000
11. Miscellaneous revenue for January 1 to December 31 of incoming year	400,000	400,000
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	131,494	131,494
14. Estimated December 31 cash balance, of incoming year	131,494	131,494
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0	0
Proposed tax rate for incoming year	0	0

(I) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES SHERIFF'S CONTINUING EDUCATION FUND		
2004 NET ASSESSED VALUATION	40,222,989,838	
2003 BILLED NET ASSESSED VALUATION	39,051,446,445	
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	(29,042)	(29,042)
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	2,704	2,704
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	2,704	2,704
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	30,000	30,000
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	30,000	30,000
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	(1,746)	(1,746)
10. Total budget estimate for January 1 to December 31 of incoming year	30,000	30,000
11. Miscellaneous revenue for January 1 to December 31 of incoming year	35,000	35,000
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	3,254	3,254
14. Estimated December 31 cash balance, of incoming year	3,254	3,254
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0	0
Proposed tax rate for incoming year	0	0

(m) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES CONDITIONAL RELEASE FUND		
2004 NET ASSESSED VALUATION	40,222,989,838	
2003 BILLED NET ASSESSED VALUATION	39,051,446,445	
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	577,735	577,735
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	141,982	141,982
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	141,982	141,982
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	50,000	50,000
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	50,000	50,000
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	485,753	485,753
10. Total budget estimate for January 1 to December 31 of incoming year	170,281	170,281
11. Miscellaneous revenue for January 1 to December 31 of incoming year	115,000	115,000
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	430,472	430,472
14. Estimated December 31 cash balance, of incoming year	430,472	430,472
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0	0
Proposed tax rate for incoming year	0	0

(n) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES LOCAL EMERGENCY PLANNING AND RIGHT TO KNOW FUND		
2004 NET ASSESSED VALUATION	40,222,989,838	
2003 BILLED NET ASSESSED VALUATION	39,051,446,445	
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	167,387	167,387
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	54,641	54,641
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	54,641	54,641
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	45,000	45,000
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	45,000	45,000
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	157,746	157,746
10. Total budget estimate for January 1 to December 31 of incoming year	67,500	67,500
11. Miscellaneous revenue for January 1 to December 31 of incoming year	45,000	45,000

12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	135,246	135,246
14. Estimated December 31 cash balance, of incoming year	135,246	135,246
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0	0
Proposed tax rate for incoming year	0	0

(o) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES LAW ENFORCEMENT EQUITABLE SHARE FUND		
2004 NET ASSESSED VALUATION	40,222,989,838	
2003 BILLED NET ASSESSED VALUATION	39,051,446,445	
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	487,851	487,851
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	294,942	294,942
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	294,942	294,942
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	50,000	50,000
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	50,000	50,000
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	242,909	242,909
10. Total budget estimate for January 1 to December 31 of incoming year	288,062	288,062
11. Miscellaneous revenue for January 1 to December 31 of incoming year	100,000	100,000
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	54,847	54,847
14. Estimated December 31 cash balance, of incoming year	54,847	54,847
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0	0
Proposed tax rate for incoming year	0	0

(p) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES COUNTY MISDEMEANANT FUND		
2004 NET ASSESSED VALUATION	40,222,989,838	
2003 BILLED NET ASSESSED VALUATION	39,051,446,445	
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	(140,274)	(140,274)
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	339,848	339,848
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	339,848	339,848
6. Remaining property taxes to be collected present year	0	0

7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	600,551	600,551
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	600,551	600,551
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	120,429	120,429
10. Total budget estimate for January 1 to December 31 of incoming year	640,479	640,479
11. Miscellaneous revenue for January 1 to December 31 of incoming year	600,551	600,551
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	80,501	80,501
14. Estimated December 31 cash balance, of incoming year	80,501	80,501
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0	0
Proposed tax rate for incoming year	0	0

(q) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES COMMUNITY CORRECTIONS HOME DETENTION FUND (PRE-TRIAL PORTION ONLY)		
2004 NET ASSESSED VALUATION	40,222,989,838	
2003 BILLED NET ASSESSED VALUATION	39,051,446,445	
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	895,280	895,280
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	227,661	227,661
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	227,661	227,661
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	70,000	70,000
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	70,000	70,000
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	737,619	737,619
10. Total budget estimate for January 1 to December 31 of incoming year	72,366	72,366
11. Miscellaneous revenue for January 1 to December 31 of incoming year	70,000	70,000
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	735,253	735,253
14. Estimated December 31 cash balance, of incoming year	735,253	735,253
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0	0
Proposed tax rate for incoming year	0	0

(r) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
STATE AND FEDERAL GRANTS FUND
(This budget makes no appropriations from this fund.)

(s) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
COUNTY GRANTS FUND
(This budget makes no appropriations from this fund.)

(t) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES DEFERRAL PROGRAM FEE FUND		
2004 NET ASSESSED VALUATION	40,222,989,838	
2003 BILLED NET ASSESSED VALUATION	39,051,446,445	
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	3,068,637	3,068,637
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	2,209,937	2,209,937
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	2,209,937	2,209,937
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	1,204,527	1,204,527
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	1,204,527	1,204,527
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	2,063,227	2,063,227
10. Total budget estimate for January 1 to December 31 of incoming year	3,701,359	4,116,202
11. Miscellaneous revenue for January 1 to December 31 of incoming year	3,070,000	3,070,000
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	1,431,868	1,017,025
14. Estimated December 31 cash balance, of incoming year	1,431,868	1,017,025
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0	0
Proposed tax rate for incoming year	0	0

(u) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES MARION COUNTY CUMULATIVE CAPITAL DEVELOPMENT FUND		
2004 NET ASSESSED VALUATION	40,222,989,838	
2003 BILLED NET ASSESSED VALUATION	39,051,446,445	
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	(2,476,905)	(2,476,905)
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	2,558,463	2,558,463
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	2,558,463	2,558,463
6. Remaining property taxes to be collected present year	9,251,288	9,251,288
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	(3,520,515)	(3,520,515)
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	5,730,773	5,730,773
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	695,405	695,405
10. Total budget estimate for January 1 to December 31 of incoming year	5,457,907	5,457,907
11. Miscellaneous revenue for January 1 to December 31 of incoming year	(3,037,502)	(3,037,502)

12. Property tax to be raised from January 1 to December 31 of incoming year	7,881,833	7,881,833
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	81,829	81,829
14. Estimated December 31 cash balance, of incoming year	81,829	81,829
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0230	0.0230
Proposed tax rate for incoming year	0.0196	0.0196

(v) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES SUPPLEMENTAL PUBLIC DEFENDER FUND		
2004 NET ASSESSED VALUATION	40,222,989,838	
2003 BILLED NET ASSESSED VALUATION	39,051,446,445	
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	116,464	116,464
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	205,000	205,000
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	205,000	205,000
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	111,339	111,339
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	111,339	111,339
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	22,803	22,803
10. Total budget estimate for January 1 to December 31 of incoming year	205,000	205,000
11. Miscellaneous revenue for January 1 to December 31 of incoming year	220,000	220,000
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	37,803	37,803
14. Estimated December 31 cash balance, of incoming year	37,803	37,803
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0	0
Proposed tax rate for incoming year	0	0

(w) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES COUNTY RECORDER'S PERPETUATION FUND		
2004 NET ASSESSED VALUATION	40,222,989,838	
2003 BILLED NET ASSESSED VALUATION	39,051,446,445	
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	5,477,926	5,477,926
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	622,740	622,740
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	622,740	622,740
6. Remaining property taxes to be collected present year	0	0

7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	1,196,044	1,196,044
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	1,196,044	1,196,044
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	6,051,230	6,051,230
10. Total budget estimate for January 1 to December 31 of incoming year	808,926	1,208,926
11. Miscellaneous revenue for January 1 to December 31 of incoming year	1,794,000	1,794,000
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	7,036,304	6,636,304
14. Estimated December 31 cash balance, of incoming year	7,036,304	6,636,304
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0	0
Proposed tax rate for incoming year	0	0

(x) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES JURY PAY FUND		
2004 NET ASSESSED VALUATION	40,222,989,838	
2003 BILLED NET ASSESSED VALUATION	39,051,446,445	
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	496,587	496,587
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	250,000	250,000
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	250,000	250,000
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	100,000	100,000
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	100,000	100,000
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	346,587	346,587
10. Total budget estimate for January 1 to December 31 of incoming year	250,000	250,000
11. Miscellaneous revenue for January 1 to December 31 of incoming year	175,000	175,000
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	271,587	271,587
14. Estimated December 31 cash balance, of incoming year	271,587	271,587
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0	0
Proposed tax rate for incoming year	0	0

(y) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES INFORMATION SERVICES INTERNAL SERVICES FUND		
2004 NET ASSESSED VALUATION	40,222,989,838	
2003 BILLED NET ASSESSED VALUATION	39,051,446,445	
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	6,250,883	6,250,883
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	21,578,316	21,578,316
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	21,578,316	21,578,316
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	15,536,895	15,536,895
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	15,536,895	15,536,895
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	209,462	209,462
10. Total budget estimate for January 1 to December 31 of incoming year	32,605,630	32,203,105
11. Miscellaneous revenue for January 1 to December 31 of incoming year	33,017,012	33,017,012
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	620,844	1,023,369
14. Estimated December 31 cash balance, of incoming year	650,844	1,023,369
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0	0
Proposed tax rate for incoming year	0	0

(z) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES ENHANCED ACCESS FUND		
2004 NET ASSESSED VALUATION	40,222,989,838	
2003 BILLED NET ASSESSED VALUATION	39,051,446,445	
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	264,584	264,584
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	99,385	99,385
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	99,385	99,385
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	0	0
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	0	0
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	165,199	165,199
10. Total budget estimate for January 1 to December 31 of incoming year	101,600	101,600
11. Miscellaneous revenue for January 1 to December 31 of incoming year	3,600	3,600

12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	67,199	67,199
14. Estimated December 31 cash balance, of incoming year	67,199	67,199
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0	0
Proposed tax rate for incoming year	0	0

(aa) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES JUVENILE COURT ALTERNATIVE SCHOOL SERVICES FUND		
2004 NET ASSESSED VALUATION	40,222,989,838	
2003 BILLED NET ASSESSED VALUATION	39,051,446,445	
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	148,474	148,474
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	308,468	308,468
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3		
5. Total expenditures for current year (add lines 2-4)	308,468	308,468
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	475,000	475,000
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	475,000	475,000
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	315,006	315,006
10. Total budget estimate for January 1 to December 31 of incoming year	562,218	562,218
11. Miscellaneous revenue for January 1 to December 31 of incoming year	475,000	475,000
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	227,788	227,788
14. Estimated December 31 cash balance, of incoming year	227,788	227,788
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0	0
Proposed tax rate for incoming year	0	0

(ab) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES CAPITAL LEASE FUND		
2004 NET ASSESSED VALUATION	40,222,989,838	
2003 BILLED NET ASSESSED VALUATION	39,051,446,445	
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year	0	0
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	0	0
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3		
5. Total expenditures for current year (add lines 2-4)	0	0
6. Remaining property taxes to be collected present year	0	0

7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	0	0
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	0	0
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	0	0
10. Total budget estimate for January 1 to December 31 of incoming year	2,009,000	2,009,000
11. Miscellaneous revenue for January 1 to December 31 of incoming year	202,302	202,302
12. Property tax to be raised from January 1 to December 31 of incoming year	1,808,000	1,808,000
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	1,302	1,302
14. Estimated December 31 cash balance, of incoming year	122	1,302
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0	0
Proposed tax rate for incoming year	.0045	.0045

(x) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES ENDORSEMENT FEE FUND		
2004 NET ASSESSED VALUATION	40,222,989,838	
2003 BILLED NET ASSESSED VALUATION	39,051,446,445	
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year		339,293
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended		197,938
3. Additional appropriations necessary to be made July 1 to December 31 of present year		0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3		0
5. Total expenditures for current year (add lines 2-4)		197,938
6. Remaining property taxes to be collected present year		0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year		73,892
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)		73,892
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)		215,247
10. Total budget estimate for January 1 to December 31 of incoming year		217,842
11. Miscellaneous revenue for January 1 to December 31 of incoming year		147,784
12. Property tax to be raised from January 1 to December 31 of incoming year		0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)		145,189
14. Estimated December 31 cash balance, of incoming year		145,189
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0	0
Proposed tax rate for incoming year	0	0

(x) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES CLERK'S PERPETUATION FUND		
2004 NET ASSESSED VALUATION	40,222,989,838	
2003 BILLED NET ASSESSED VALUATION	39,051,446,445	
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year		384,476
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended		63,740
3. Additional appropriations necessary to be made July 1 to December 31 of present year		0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3		0
5. Total expenditures for current year (add lines 2-4)		63,740
6. Remaining property taxes to be collected present year		0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year		100,000
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)		100,000
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)		420,736
10. Total budget estimate for January 1 to December 31 of incoming year		63,000
11. Miscellaneous revenue for January 1 to December 31 of incoming year		250,000
12. Property tax to be raised from January 1 to December 31 of incoming year		0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)		607,736
14. Estimated December 31 cash balance, of incoming year		607,736
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0	0
Proposed tax rate for incoming year	0	0

(x) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES FORENSIC TRAINING FUND		
2004 NET ASSESSED VALUATION	40,222,989,838	
2003 BILLED NET ASSESSED VALUATION	39,051,446,445	
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year		221,589
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended		183,888
3. Additional appropriations necessary to be made July 1 to December 31 of present year		0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3		0
5. Total expenditures for current year (add lines 2-4)		183,888
6. Remaining property taxes to be collected present year		0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year		98,577
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)		98,577
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)		136,278
10. Total budget estimate for January 1 to December 31 of incoming year		318,784
11. Miscellaneous revenue for January 1 to December 31 of incoming year		185,000

12. Property tax to be raised from January 1 to December 31 of incoming year		0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)		2,494
14. Estimated December 31 cash balance, of incoming year		2,494
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0	0
Proposed tax rate for incoming year	0	0

(x) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES DRUG TESTING LAB FEE FUND		
2004 NET ASSESSED VALUATION	40,222,989,838	
2003 BILLED NET ASSESSED VALUATION	39,051,446,445	
	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 2003		
1. June 30 actual cash balance of present year		0
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended		0
3. Additional appropriations necessary to be made July 1 to December 31 of present year		0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3		0
5. Total expenditures for current year (add lines 2-4)		0
6. Remaining property taxes to be collected present year		0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year		198,037
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)		198,037
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)		198,037
10. Total budget estimate for January 1 to December 31 of incoming year		341,514
11. Miscellaneous revenue for January 1 to December 31 of incoming year		400,000
12. Property tax to be raised from January 1 to December 31 of incoming year		0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)		256,523
14. Estimated December 31 cash balance, of incoming year		256,523
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0	0
Proposed tax rate for incoming year	0	0

SUMMARIES OF APPROPRIATIONS AND TAX LEVIES

SECTION 3. Summary of Consolidated City Appropriations and Tax Levies.

SUMMARIES OF APPROPRIATIONS, MISCELLANEOUS REVENUE, TAX LEVIES, NET ASSESSED VALUE AND TAX RATE					
Fund	Appropriation	Miscellaneous Revenue	Tax Levy	Net Assessed Value	Tax Rate
Consolidated County	60,192,049	29,494,942	21,454,865	40,027,732,606	0.0536
Federal Grants	31,927,862	31,985,027	0	0	0.0000
Redevelopment General	1,511,580	670,344	483,697	37,207,446,908	0.0013
Sanitation Liquid Waste	49,055,233	44,834,933	0	0	0.0000

State Grants	0	0	0	0	0.0000
Solid Waste Disposal	11,563,738	11,433,300	0	0	0.0000
Storm Water Management Utility	3,406,210	5,083,566	0	0	0.0000
Transportation General	44,650,547	46,324,000	0	0	0.0000
Parking Meter	1,675,603	1,505,000	0	0	0.0000
Park General	25,403,819	7,092,309	17,948,379	40,027,732,606	0.0448
City Cumulative Capital Development	10,647,264	(4,828,328)	13,692,340	37,207,446,908	0.0368
Consolidated County Cumulative Capital Dev	4,850,000	4,195,000	0	0	0.0000
City General Sinking	409,255	370,000	0	37,207,446,908	0.0000
Redevelopment District Sinking	17,702,278	6,621,729	8,743,750	37,207,446,908	0.0235
Sanitary District Sinking	8,937,432	8,100,000	0	36,549,841,456	0.0000
Metropolitan Thorough-fare District Sinking	10,047,713	4,704,712	5,163,578	40,027,732,606	0.0129
Metropolitan Park District Sinking	1,921,531	893,479	1,000,693	40,027,732,606	0.0025
Non-Lapsing Federal Grants	578,212	578,212	0	0	0.0000
Non-Lapsing State Grants	0	0	0	0	0.0000
Total	284,480,326	199,058,225	68,487,302		0.1754

SUMMARIES OF APPROPRIATIONS AND TAX LEVIES

SECTION 4. Summary of County Appropriations and Tax Levies.

SUMMARIES OF APPROPRIATIONS, MISCELLANEOUS REVENUE, TAX LEVIES, NET ASSESSED VALUE AND TAX RATE					
Fund	Appropriation	Miscellaneous Revenue	Tax Levy	Net Assessed Value	Tax Rate
County General	195,831,490	78,600,766	106,864,867	40,222,989,838	.2673
Property Reassessment	4,284,047	249,505	1,754,066	40,222,989,838	.0044
Auditor's Endorsement Fee	217,842	147,784			
Surveyor's Corner Perpetuation	170,822	170,000			
Clerk's Perpetuation	63,000	250,000			
Supplemental Adult Probation Fees	2,246,318	2,510,280			
Juvenile Probation Fees	180,000	150,000			
Guardian Ad Litem	139,811	141,000			
County Diversion	940,207	710,000			

Alcohol and Drug Services	1,024,018	1,015,000			
Drug Testing Lab	341,514	400,000			
County Extradition	144,547	40,000			
Law Enforcement	960,807	550,000			
Law Enforcement Equitable Share	288,062	100,000			
Drug Free Community	500,000	400,000			
Sheriff's Continuing Education	30,000	35,000			
Conditional Release Fee	170,281	115,000			
Local Emergency Planning and Right to Know	67,500	45,000			
Forensic's Training	318,784	185,000			
Deferral Program Fee	4,116,202	3,070,000			
Cumulative Capital Development	5,457,907	(3,037,502)	7,881,833	40,222,989,838	.0196
Capital Lease	2,009,000	202,302	1,808,000	40,222,989,838	.0045
Supplemental Public Defender	205,000	220,000			
County Recorder's Perpetuation	1,208,926	1,794,000			
Jury Pay	250,000	175,000			
Information Services Agency	32,203,105	33,017,012			
Enhanced Access	101,600	3,600			
Sales Disclosure Fee	0	92,000			
Juvenile Court Alternative School Services	562,218	475,000			
County Misdemeanant	640,479	600,551			
Home Detention (Pre-trial)	72,366	70,000			
Total	254,745,853	122,496,298	118,308,766	40,222,989,838	.2958

LEVY OF PROPERTY TAXES

SECTION 5. Tax Levies for Consolidated City and Its Special Taxing Districts.

(a) CONSOLIDATED COUNTY FUND. For the use and benefit of the Consolidated County Fund for the county-wide functions of the consolidated city, there is hereby levied and assessed, in the year 2003, collectible in the year 2004, the sum of five and thirty-six hundredths cents (\$.0536) on each one hundred dollars (\$100.00) of the assessed valuation of the taxable property of said Marion County, which taxes, when collected, shall be paid into the Consolidated County Fund.

(b) CITY SINKING FUND. For the use and benefit of the City Sinking Fund, there is hereby levied and assessed, in the year 2003, collectible in the year 2004, zero cents (\$.0000) on each one hundred dollars (\$100.00) of the assessed valuation of the taxable property of the Consolidated City of Indianapolis, which taxes, when collected, shall be paid into the City Sinking Fund.

(c) INDIANAPOLIS CUMULATIVE CAPITAL DEVELOPMENT FUND. For the use and benefit of the Indianapolis Cumulative Capital Development Fund, there is hereby levied and assessed, in the year 2003, collectible in the year 2004, the sum of three and sixty-eight hundredths cents (\$.0368) on each one hundred dollars (\$100.00) of the assessed valuation of the taxable property of the Consolidated City of Indianapolis, which taxes, when collected, shall be paid into the Indianapolis Cumulative Capital Development Fund.

(d) SPECIAL TAXING DISTRICTS' FUNDS. For the use and benefit of the Consolidated City of Indianapolis, there is hereby levied and assessed, in the year 2003, collectible in the year 2004, on the assessed valuation of taxable property of the City of Indianapolis, a consolidated city or in the applicable special taxing district thereof, as assessed and returned for taxation in said City, all of which levies are duly authorized by specific law, tax rates as follows:

- (1) REDEVELOPMENT GENERAL FUND: Thirteen hundredths cents (\$.0013) for the Redevelopment General Fund for each one hundred dollars (\$100.00) valuation of such special taxing district, taxable property;
- (2) FLOOD CONTROL GENERAL FUND: Zero cents (\$.0000) for the Flood Control General Fund for each one hundred dollars (\$100.00) valuation of the flood control special taxing district, taxable property, County Assessed Valuation;
- (3) TRANSPORTATION GENERAL FUND: Zero cents (\$.0000) on each one hundred dollars (\$100.00) valuation of the Metropolitan Thoroughfare Special Taxing District property, County Assessed Valuation;
- (4) PARK GENERAL FUND: Four and forty-eight hundredths cents (\$.0448) for the Park General Fund for each one hundred dollars (\$100.00) valuation of such special taxing district, taxable property, County Assessed Valuation;
- (5) REDEVELOPMENT DISTRICT SINKING FUND: Two and thirty-five hundredths cents (\$.0235) for the Redevelopment Sinking Fund on each one hundred dollars (\$100.00) valuation of such special taxing district, taxable property;
- (6) SANITARY DISTRICT SINKING FUND: Zero cents (\$.0000) for the Sanitary District Sinking Fund on each one hundred dollars (\$100.00) valuation of such special taxing district;
- (7) FLOOD CONTROL DISTRICT SINKING FUND: Zero cents (\$.0000) for the Flood Control District Sinking Fund on each one hundred dollars (\$100.00) valuation of such special taxing district, taxable property, County Assessed Valuation;
- (8) PARK DISTRICT SINKING FUND: Twenty-five hundredths cents (\$.0025) for the Park District Sinking Fund on each one hundred dollars (\$100.00) valuation of such special taxing district property, County Assessed Valuation;
- (9) METROPOLITAN THOROUGHFARE SINKING FUND: One and twenty-nine hundredths cents (\$.0129) for the Metropolitan Thoroughfare Sinking Fund on each one hundred dollars (\$100.00) valuation on such special taxing district, taxable property, County Assessed Valuation.

SECTION 6. It is determined that Marion County cannot carryout its governmental function for the calendar year 2004 under the levy limitations of IC 6-1.1-18-3, specifically the need to implement, operate, and staff additional court and detention facilities to comply with state and federal court directions; and authorize the appropriate officers of Marion County to appeal to the department of local government finance for relief from such limitations.

SECTION 7. Tax Levies for Marion County Government for 2004.

(a) COUNTY GENERAL FUND. For the use and benefit of the County General Fund, there is hereby levied and assessed in 2003, collectible in the year 2004, the sum of twenty-six and seventy-three hundredths cents (\$.2673) on each one hundred dollars (\$100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the County General Fund in the County Treasury.

(b) MARION COUNTY CUMULATIVE CAPITAL DEVELOPMENT FUND. For the use and benefit of the Marion County Cumulative Capital Development Fund, there is hereby levied and assessed in 2003, collectible in the year 2004, the sum of one and ninety-six hundredths cents (\$0.0196) on each one hundred dollars (\$100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the Marion County Cumulative Capital Development Fund in the County Treasury.

(c) PROPERTY REASSESSMENT FUND. For the use and benefit of the 2004 Reassessment Fund, there is hereby levied and assessed in 2003, collectible in the year 2004, the sum of forty-four hundredths cents (\$0.0044) on each one hundred dollars (\$100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the Property Reassessment Fund in the County Treasury.

(c) CAPITAL LEASE FUND. For the use and benefit of the 2004 Capital Lease Fund, there is hereby levied and assessed in 2003, collectible in the year 2004, the sum of forty-five hundredths cents (\$0.0045) on each one hundred dollars (\$100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the Capital Lease Fund in the County Treasury.

SECTION 8. Tax Levies for Municipal Corporations.

(a) INDIANAPOLIS-MARION COUNTY PUBLIC LIBRARY OPERATING FUND. For the use and benefit of the Indianapolis-Marion County Public Library Operating Fund, there is hereby levied and assessed or confirmed as may be required by law, on all real estate and improvements and all personal property subject thereto within the County of Marion, with the exception of that located within the City of Beech Grove, Indiana, and the Town of Speedway, Indiana, as assessed and returned for taxation in said County for the year 2001, collectible in the year 2003, a tax rate of seven and thirty-two hundredths cents (\$0.0732) on each one hundred dollars (\$100.00) valuation of such taxable property, which levy is duly authorized by specific law.

(b) INDIANAPOLIS-MARION COUNTY PUBLIC LIBRARY BOND SINKING FUND. For the use and benefit of the Indianapolis-Marion County Public Library Bond Sinking Fund, there is hereby levied and assessed or confirmed as may be required by law, on all real estate and improvements and all personal property subject thereto within the County of Marion, with the exception of that located within the City of Beech Grove, Indiana, and the Town of Speedway, Indiana, as assessed and returned for taxation in said County for the year 2001, collectible in the year 2003, a tax rate of two and twenty-two hundredths cents (\$0.0222) on each one hundred dollars (\$100.00) valuation of such taxable property, which levy is duly authorized by specific law.

(c) INDIANAPOLIS PUBLIC TRANSPORTATION CORPORATION GENERAL FUND. For the use and benefit of the Indianapolis Public Transportation Corporation General Fund, there is hereby levied and assessed, in the year 2001, collectible in the year 2003, the sum of two and fifty-one hundredths cents (\$0.0251) on each one hundred dollars (\$100.00) of the assessed valuation of the taxable property of the Consolidated City of Indianapolis, which taxes, when collected, shall be paid into the Indianapolis Public Transportation Corporation General Fund.

(d) INDIANAPOLIS PUBLIC TRANSPORTATION CORPORATION BOND SINKING FUND. For the use and benefit of the Indianapolis Public Transportation Corporation Bond Sinking Fund, there is hereby levied and assessed, in the year 2001, collectible in the year 2003, the sum of thirty-eight hundredths cents (\$0.0038) on each one hundred dollars (\$100.00) of the assessed valuation of the taxable property of the Consolidated City of Indianapolis, which taxes, when collected, shall be paid into the Indianapolis Public Transportation Corporation Bond Sinking Fund.

(e) HEALTH AND HOSPITAL GENERAL FUND. For the use and benefit of the Health and Hospital General Fund, there is hereby levied and assessed in 2001, collectible in the year 2003, the sum of twenty-one and thirty-nine hundredths cents (\$0.2139) on each one hundred dollars (\$100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the Health and Hospital Fund.

(f) HEALTH AND HOSPITAL BOND FUND. For the use and benefit of the Health and Hospital Bond Fund, there is hereby levied and assessed in 2001, collectible in the year 2003, the sum of one and eight hundredths cents (\$0.0108) on each one hundred dollars (\$100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the Health and Hospital Bond Fund.

(g) HEALTH AND HOSPITAL CUMULATIVE BUILDING FUND. For the use and benefit of the Health and Hospital Cumulative Building Fund, there is hereby levied and assessed in 2001, collectible in the year 2003, the sum of six hundredths cents (\$0.0006) on each one hundred dollars (\$100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the Health and Hospital Bond Cumulative Building Fund.

COLLECTION AND EFFECTIVE DATE

SECTION 9. Collection of Tax Levies.

The Auditor of Marion County, Indiana, is hereby ordered and directed to place all the tax levies set forth in this ordinance (as approved by the State Board of Tax Commissioners) upon the property tax duplicate. The County Treasurer of such county, ex-officio City Treasurer, is hereby ordered and directed to collect the levies stated in Section 5 for the City of Indianapolis, a Consolidated City, and its special taxing districts, and make due report thereof as provided by law.

SECTION 10. Effective Date.

This ordinance shall be in full force and effect beginning January 1, 2004, after passage by the City-County Council, approval by the Mayor (or passage over his veto), and approval by the State Board of Tax Commissioners as required by law.

Councillor Coughenour made the following motion:

Mr. President:

Because of the complexity and inter-related calculations of the budget proposals and amendments just adopted, I move that the General Counsel is authorized with the concurrence of the appropriate financial officer, the City Controller or County Auditor, to correct any technical or computational errors in the budget ordinances and resolutions as necessary to accurately reflect the actions of this Council.

Councillor Boyd seconded the motion, and it carried by a unanimous voice vote.

President Borst thanked the Council members for their decorum this evening. He further thanked the Council staff for all of their hard work in making the minutes accurately reflect the Committee hearings. He thanked Mr. Steele, the Auditor, the Controller, and their staffs for all of their hard work. Councillor Horseman thanked President Borst for running a very efficient meeting this evening.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 440, 2003. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 440, 2003 on August 27, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$6,024 in the 2003 Budget of the Marion Superior Court, Juvenile Division (Guardian Ad Litem Fund) to appropriate the final GAL/CASA (Guardian ad Litem/Court Appointed Special Advocate) funds from the State of Indiana. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

President Borst called for public testimony at 12:39 a.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Moriarty Adams, for adoption. Proposal No. 440, 2003 was adopted on the following roll call vote; viz:

26 YEAS: Bainbridge, Black, Borst, Boyd, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Soards, Tilford

0 NAYS:

3 NOT VOTING: Bradford, Smith, Talley

Proposal No. 440, 2003 was retitled FISCAL ORDINANCE NO. 120, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 120, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Six Thousand Twenty-four Dollars (\$6,024) in the Guardian Ad Litem Fund for purposes of the Marion Superior Court, Juvenile Division, and reducing the unappropriated and unencumbered balance in the Guardian Ad Litem Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section I(j) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion Superior Court, Juvenile Division, to appropriate the final GAL/CASA (Guardian ad Litem/Court Appointed Special Advocate) funds from the State of Indiana.

SECTION 2. The sum of Six Thousand Twenty-four Dollars (\$6,024) be, and the same is hereby, appropriated the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION SUPERIOR COURT, JUVENILE DIVISION</u>	<u>GUARDIAN AD LITEM FUND</u>
3. Other Services and Charges	<u>6,024</u>
TOTAL INCREASE	6,024

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>GUARDIAN AD LITEM FUND</u>
Unappropriated and Unencumbered	
Guardian Ad Litem Fund	<u>6,024</u>
TOTAL REDUCTION	6,024

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 451, 2003. Councillor McWhirter reported that the Administration and Finance Committee heard Proposal No. 451, 2003 on September 9, 2003. The proposal, sponsored by Councillors Nytes and Moriarty Adams, determines the need to lease 3,800 feet of office space at 532 Turtle Creek Drive North for the use of the Marion County Sheriff's Department. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor McWhirter moved, seconded by Councillor Cockrum, for adoption. Proposal No. 451, 2003, as amended, was adopted on the following roll call vote; viz:

24 YEAS: Bainbridge, Black, Borst, Boyd, Brents, Cockrum, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Short, Smith, Soards, Tilford

0 NAYS:

5 NOT VOTING: Bradford, Conley, Langsford, Schneider, Talley

Proposal No. 451, 2003, as amended, was retitled SPECIAL RESOLUTION NO. 58, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 58, 2003

A SPECIAL RESOLUTION determining the need to lease approximately 3,808 square feet of office space at space at 532 Turtle Creek Drive North, Indianapolis, Indiana from Brookwood Limited Partnership, an Illinois limited partnership, for the use of the Marion County Sheriff's Department.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council, pursuant to IC 36-1-10-7, has investigated the conditions requiring the subject lease, and hereby determines the lease of approximately 3,808 square feet of office space for the use of the Marion County Sheriff's Department is necessary.

SECTION 2. The property to be leased is a one-story building located at 532 Turtle Creek Drive North, Indianapolis, Indiana, and is owned by Brookwood Limited Partnership, an Illinois limited partnership, whose General Partners are AIMCO Holdings, L.P., a Delaware limited partnership, and AIMCO Holdings QRS, Inc., a Delaware corporation, which is a subsidiary of Apartment Management and Investment Company, a publicly-traded REIT.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 486, 2003. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 486, 2003 on September 10, 2003. The proposal, sponsored by Councillors Dowden, Douglas, Moriarty Adams, and Talley, increases annual leave for firefighters, and allows firefighters to opt out of sick leave provisions of Section 252-303(b) and into the sick leave provisions of Section 252-303(a). By a 9-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Moriarty Adams, for adoption. Proposal No. 486, 2003 was adopted on the following roll call vote; viz:

25 YEAS: Bainbridge, Black, Borst, Boyd, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Short, Smith, Soards, Tilford

0 NAYS:

4 NOT VOTING: Bradford, Langsford, Schneider, Talley

Proposal No. 486, 2003 was retitled GENERAL ORDINANCE NO. 81, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 81, 2003

PROPOSAL FOR A GENERAL ORDINANCE to amend the Revised Code to increase annual leave for firefighters, and to allow firefighters to opt out of sick leave provisions of Section 252-303(b) and into the sick leave provisions of Section 252-303(a).

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Sections 252-302 and 252-303 of the "Revised Code of the Consolidated City and County," regarding fire fighter annual leave and sick leave, respectively, hereby are amended by the deletion of the language which is stricken-through, and by the addition of the language which is underscored, to read as follows:

Sec. 252-302. Annual leave.

(a) *Suppression division.*

- (1) ~~Effective October 1, 1996, each active member of the Indianapolis fire department assigned to the suppression division and hired on or before December 31, 1984, shall receive hereafter not less than one hundred forty-four (144) hours annual leave with full salary each and every fiscal year. Provided, that hereafter any such member hired on or before December 31, 1984, who shall have served from ten (10) years to twenty (20) years on such department shall receive not less than two hundred sixteen (216) hours annual leave with full salary each and every fiscal year. Provided further that any such member hired on or before December 31, 1984, who shall serve for more than twenty (20) years shall be entitled to one (1) additional duty day to be added to his regular annual leave. Annual leave shall be taken within the calendar year in which it is accumulated; however, at the discretion of the chief of the fire department, up to a maximum of two hundred forty (240) hours of earned annual leave may be carried over from one (1) calendar year to the next calendar year, provided the chief of the fire department retains the right to schedule such carryover annual leave at his discretion in order to maintain the efficiency of the operation of the fire department.~~
- (2) ~~Effective January 1, 2003, Each active member of the Indianapolis fire department assigned to the suppression division and hired after December 31, 1984, shall receive hereafter not less than ninety-six (96) hours annual leave with full salary each and every fiscal year. Provided, that hereafter any such member hired after December 31, 1984, who shall have served five (5) continuous years but less than seven (7) continuous years on such department shall receive not less than one hundred twenty (120) hours annual leave with full salary each and every fiscal year. Provided further that any such member who shall have served seven (7) continuous years but less than fifteen (15) continuous years on such department shall receive not less than one hundred forty-four (144) hours annual leave with full salary each and every fiscal year. Provided further that any such member hired after December 31, 1984, who shall have served fifteen (15) or more continuous years but less than twenty (20) continuous years on such department shall receive not less than two hundred sixteen (216) hours annual leave each and every fiscal year. Provided further that any such member hired after December 31, 1984, who shall serve for more than twenty (20) or more continuous years shall be entitled to one (1) additional duty day to be added to his regular annual leave receive not less than two hundred forty (240) hours annual leave each and every fiscal year.~~
- (2) Effective January 1, 2004, each active member of the Indianapolis fire department assigned to the suppression division shall receive not less than one hundred twenty (120) hours annual leave with full salary each and every fiscal year. Provided, that any such member who shall have served five (5) continuous years but less than seven (7) continuous years on such department shall receive not less than one hundred forty-four (144) hours annual leave with full salary each and every fiscal year. Provided further that any such member who shall have served seven (7) continuous years but less than fifteen (15) continuous years on such department shall receive not less than one hundred sixty-eight (168) hours annual leave with full salary each and every fiscal year. Provided further that any such member who shall have served fifteen (15) continuous years but less than twenty (20) continuous years on such department shall receive not less than two hundred sixteen (216) hours annual leave each and every fiscal year. Provided further that any such member who shall serve for twenty (20) or more continuous years shall receive not less than two hundred forty (240) hours annual leave each and every fiscal year.
- (3) Effective January 1, 2006, each active member of the Indianapolis fire department assigned to the suppression division shall receive not less than one hundred forty-four (144) hours annual leave with full salary each and every fiscal year. Provided, that any such member who shall have served five (5) continuous years but less than seven (7) continuous years on such department shall receive not less than one hundred sixty-eight (168) hours annual leave with full salary each and every fiscal year. Provided further that any such member who shall have served seven (7) continuous years but less than fifteen (15) continuous years on such department shall receive not less than one hundred ninety-two (192) hours annual leave with full salary each and every fiscal year. Provided further that any such member who shall have served fifteen (15) continuous years but less than twenty (20) continuous years on such department shall receive not less than two hundred sixteen (216) hours annual leave each and every fiscal year. Provided further that any such member who shall serve for twenty (20) or more continuous years shall receive not less than two hundred forty (240) hours annual leave each and every fiscal year.

- (4) Annual leave shall be taken within the calendar year in which it is accumulated; however, at the discretion of the chief of the fire department, up to a maximum of three hundred twelve (312) hours of earned annual leave may be carried over from one (1) calendar year to the next calendar year, provided the chief of the fire department retains the right to schedule such carryover annual leave at his discretion in order to maintain the efficiency of the operation of the fire department. Upon separation of employment by reason of death, or retirement under circumstances such that the employee would be eligible for retirement under state law, or in the event of layoff, if such layoff was anticipated to last longer than six (6) months, an employee will be entitled to compensation for accumulated vacation leave at his or her daily rate of compensation.

(b) *Nonsuppression division.*

- (1) Effective October 1, 1996, each active member of the Indianapolis fire department assigned to the nonsuppression division and hired on or before December 31, 1984, shall receive hereafter not less than one hundred twenty (120) hours annual leave with full salary each and every fiscal year. Provided, that hereafter any member hired on or before December 31, 1984, who shall have served from ten (10) years to twenty (20) years on such department shall receive not less than one hundred sixty (160) hours annual leave with full salary each and every fiscal year. Provided further that any such member hired on or before December 31, 1984, who shall serve for more than twenty (20) years shall be entitled to forty (40) additional hours to be added to his regular annual leave. Annual leave shall be taken within the calendar year in which it is accumulated; however, at the discretion of the chief of the fire department, up to a maximum of two hundred forty (240) hours of earned annual leave may be carried over from one (1) calendar year to the next calendar year, provided the chief of the fire department retains the right to schedule such carryover annual leave at his discretion in order to maintain the efficiency of the operation of the fire department.
- (2) Each active member of the Indianapolis fire department assigned to the nonsuppression division and hired after December 31, 1984, shall receive hereafter not less than eighty (80) hours annual leave with full salary each and every fiscal year. Provided, that hereafter any such member hired after December 31, 1984, who shall have served seven (7) continuous years but less than fifteen (15) continuous years on such department shall receive not less than one hundred twenty (120) hours annual leave with full salary each and every fiscal year. Provided further that any such member hired after December 31, 1984, who shall have served fifteen (15) or more continuous years on such department shall receive not less than one hundred sixty (160) hours annual leave and that any such member who shall have served twenty (20) or more continuous years on such department shall receive not less than two hundred (200) hours annual leave with full salary every fiscal year. Annual leave shall be taken within the calendar year in which it is accumulated; however, at the discretion of the chief of the fire department, up to a maximum of three hundred twelve (312) hours of earned annual leave may be carried over from one (1) calendar year to the next calendar year, provided the chief of the fire department retains the right to schedule such carryover annual leave at his discretion in order to maintain the efficiency of the operation of the fire department.
- (3) Upon separation of employment by reason of death, or retirement under circumstances such that the employee would be eligible for retirement under state law, or in the event of layoff, if such layoff was anticipated to last longer than six (6) months, an employee will be entitled to compensation for accumulated vacation leave at his or her daily rate of compensation.

(c) *How leave shall be taken.* Annual leave taken pursuant to this section shall be taken in increments of not less than one (1) duty day. "Duty day" shall mean twenty-four (24) hours for members of the department assigned to the suppression division, and eight (8) hours for all other members of the department.

(d) *Conversion of annual leave.* When a firefighter is transferred from one (1) division to another, the number of hours of annual leave that he/she has accrued shall be converted so he/she retains, as nearly as possible, the same calendar period of time off.

(e) *On-duty injury.* In the case of an on-duty injury where a firefighter is precluded from using unearned annual leave hours in that calendar year, all unearned and unused annual leave shall be carried over from one (1) calendar year to the next calendar year, provided the chief of the fire department

retains the right to schedule such carryover annual leave at his discretion in order to maintain the efficiency of the operation of the fire department.

Sec. 252-303. Sick leave.

(a) Any active member of the Indianapolis fire department hired on or before December 31, 1984, or after January 1, 1993, or any member who is hired between these two (2) dates and who makes an election pursuant to section 252-303(d) who is unable to perform the duties of his employment by reason of sickness, accident or injury is entitled to not less than ninety (90) calendar days' sick leave with full pay in a calendar year, or for the period of such incapacity, should said period be less than ninety (90) days. In the case of an officer incurring a sickness, accident or injury in the direct line of duty, the chief, with the approval of the merit board, may, upon written application of the officer, extend paid sick leave. Before any extension may be rendered, a medical doctor or psychologist retained by the department must certify the member unfit for active duty. If the member is unable to return to work, he shall apply for a disability pension pursuant to state law. The merit board shall establish guidelines, policies and procedures for the administration of paid sick leave and extensions thereof.

(b) Any active member of the Indianapolis fire department hired between December 31, 1984, and January 1, 1993, and who does not make an election to opt out pursuant to section 252-303(d), shall receive sick leave as follows:

(1) *On-duty injury.* Any such member who is unable to perform the duties of his/her employment by reason of sickness, accident or injury incurred in the direct line of duty as certified by a medical doctor or psychologist retained by the department shall be entitled to such leave with full pay for the period of such incapacity; however such sick leave period shall not exceed ninety (90) calendar days in a calendar year. The chief, with the approval of the merit board, may, upon written application of the officer, extend paid sick leave. Before any extension may be rendered, a medical doctor or psychologist retained by the department must certify the member unfit for active duty. If the member is unable to return to work, he shall apply for a disability pension pursuant to state law. The merit board shall establish guidelines, policies and procedures for the administration of paid sick leave and extensions thereof.

(2) *Nonduty injury.*

a. Definitions.

1. "Sick leave" shall mean time off granted a firefighter whose illness, accident, injury or disability prevents him/her from performing duties directed by the department. Sick leave is intended to provide relief from loss of pay in cases of absence from work due to established incapacity to perform assigned duties, as defined and directed by the department, but is not to be regarded as an optional leave right.
2. "Reasonable evidence" shall mean a certificate from a medical doctor licensed to practice medicine or a licensed psychologist and retained by the department that the subject firefighter is incapable of performing assigned duties as defined and directed by the department. Before granting or continuing sick leave with pay, the department may require evidence that the employee is actually sick or disabled.

b. Accrual.

1. Upon commencement of employment, firefighters shall have a bank of ninety-six (96) hours of sick leave for nonduty illnesses, accidents or injuries. Upon completion of one (1) year of employment, firefighters shall accrue sick leave at the rate of eight (8) hours per month, ninety-six (96) hours per year.
2. Those firefighters who are starting to work on or before the fifteenth day of the month shall have their account credited with a full month's accrual of sick time on the first day of the month following the month in which they were hired.
3. Those firefighters who are starting to work on or after the sixteenth day of the month shall have their account credited with a full month's accrual of sick time on the first day of the second month after they were hired.

4. Sick leave time will only accrue if a firefighter works or is paid for more than one-half (1/2) the month; no firefighter shall continue to accrue sick leave or other fringe benefits while receiving pension disability payments.
- c. Separation from employment. Accrued sick leave will not be paid upon termination, except as follows: Upon separation from employment by reason of death, or retirement under circumstances such that the employee would be eligible for retirement benefits under state law, or in the event of a layoff, if such layoff was anticipated to last longer than six (6) months, an employee will be entitled to compensation or accrued accumulated sick leave at one-half (1/2) his or her regular daily rate of compensation.
- d. Carryover. Accrued sick leave may be carried over from year to year.
- (c) Compliance with departmental policy. All use of sick leave due to sickness, accidents and injuries must comply with departmental rules, regulations, orders and standard operating procedures.
- (1) *Unearned leave.* Sick leave cannot be used prior to accrual and cannot be earned while on any leave without pay status.
- (2) *Justification.* The burden of proof rests with the firefighter to demonstrate to the department that sick leave is justifiable. The department may require a medical certificate or other evidence of illness as requested. Sick leave is only to be used for personal illness or injury.
- (3) *Sick leave abuse.* In the case of sick leave abuse, the department may designate such leave as vacation leave, leave without pay, or as grounds for disciplinary actions, including dismissal.
- (4) *Charging sick leave.* Sick leave may only be taken in eight-hour increments; provided, that those firefighters who work on a twenty-four-hour on/forty-eight-hour off shift may only take sick leave in twenty-four-hour increments.
- (5) *Accrual of other paid leave.* Vacation days shall accrue to firefighters while on paid sick leave.
- (d) During the period from ~~January 1, 1993, through January 31, 1993~~ October 1, 2003, through October 31, 2003, an active member of the Indianapolis fire department who was hired after December 31, 1984, and before January 1, 1993, shall have the opportunity to opt out of the sick leave provisions of section 252-303(b) and into the sick leave provisions of section 252-303(a). Such election shall be effective upon receipt of notification by the department. A firefighter who fails to make the election during this period shall remain covered by the provisions of section 252-303(b). A firefighter who opts into the provisions of section 252-303(a) shall forfeit all sick leave accumulated during their participation under the provisions of section 252-303(b). A firefighter who elects to opt into the provisions of section 252-303(a) and who during the period January 1, ~~1993~~ 2003, through ~~January 31, 1993~~ October 31, 2003, uses sick leave accumulated under section 252-303(b) shall have one (1) day of leave deducted from ~~their~~ his or her ninety-day bank for calendar year ~~1993~~ 2003 for each day of sick leave used during this period.

SECTION 2. The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 3. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provision or provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 4. This ordinance shall be in effect from and after its passage by the Council and compliance with Ind. Code § 36-3-4-14.

Councillor Bainbridge reported that the Public Works Committee heard Proposal Nos. 488 and 490-493, 2003 on September 4, 2003. He asked for consent to vote on Proposal Nos. 488 and 490-492, 2003 together. Consent was given.

PROPOSAL NO. 488, 2003. The proposal, sponsored by Councillor Massie, authorizes a multi-way stop at Bartlett Avenue and Pacific Street (District 20). PROPOSAL NO. 490, 2003. The proposal, sponsored by Councillor Langsford, authorizes a stop sign at Greenfield Avenue and Shimer Avenue (District 13). PROPOSAL NO. 491, 2003. The proposal, sponsored by Councillor Gray, authorizes a change in intersection controls at 33rd Street and Kenwood Avenue (District 9). PROPOSAL NO. 492, 2003. The proposal, sponsored by Councillors Smith and Coughenour, authorizes a "no left turn" restriction on Emerson Avenue at Southport Terrace (Districts 23, 24). By 7-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Bainbridge moved, seconded by Councillor Coughenour, for adoption. Proposal Nos. 488 and 490-492, 2003 were adopted on the following roll call vote; viz:

25 YEAS: Bainbridge, Black, Borst, Boyd, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Short, Smith, Soards, Tilford

0 NAYS:

4 NOT VOTING: Bradford, Gibson, Schneider, Talley

Proposal No. 488, 2003 was retitled GENERAL ORDINANCE NO. 82, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 82, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
39	Bartlett Av Pacific St	Bartlett Av	Stop

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
39	Bartlett Av Pacific St	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 490, 2003 was retitled GENERAL ORDINANCE NO. 83, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 83, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
33	Greenfield Av Shimer Av	Greenfield Av	Yield

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
33	Greenfield Av Shimer Av	Greenfield Av	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 491, 2003 was retitled GENERAL ORDINANCE NO. 84, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 84, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
18	33 rd St Kenwood Av	Kenwood Av	Stop

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
18	33 rd St Kenwood Av	33 rd St	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 492, 2003 was retitled GENERAL ORDINANCE NO. 85, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 85, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-336, Left turns prohibited at enumerated locations.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-336, Left turns prohibited at enumerated locations, be and the same is hereby amended by the addition of the following, to wit:

(2) *Left turns prohibited from specified street or direction.* At the following intersections, a left turn shall be prohibited at the specified intersection when approaching it on the designated street from the designated direction:

AT ANY TIME

Street Vehicle Traveling Upon

Prohibited Intersection and Turn

Emerson Avenue, northbound

Southport Terrace, westbound

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 493, 2003. The proposal, sponsored by Councillors Bainbridge and Moriarty Adams, acquires easements on real estate currently owned by Coble Metropolitan Business Center, Inc., which will help reduce or eliminate combined sewer overflows in the lower reaches of Pogues Run. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Bainbridge moved, seconded by Councillor Moriarty Adams, for adoption. Proposal No. 493, 2003 was adopted on the following roll call vote; viz:

24 YEAS: Bainbridge, Black, Borst, Boyd, Brents, Cockrum, Conley, Coughenour, Douglas, Dowden, Frick, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Short, Smith, Soards, Tilford

0 NAYS:

5 NOT VOTING: Bradford, Coonrod, Gibson, Schneider, Talley

Proposal No. 493, 2003 was retitled GENERAL RESOLUTION NO. 16, 2003, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 16, 2003

A GENERAL RESOLUTION establishing that the City-County Council of the City of Indianapolis and Marion County, Indiana, is interested in making the purchase of specified land.

WHEREAS, the City-County Council of the City of Indianapolis and Marion County, Indiana, ("City-County Council") is the fiscal body of the City of Indianapolis pursuant to IC 36-1-10.5-1, et seq; and

WHEREAS, pursuant to IC 36-1-10.5-5 the City of Indianapolis may purchase land only after the City-County Council passes a resolution to the effect that the City-County Council is interested in making a purchase of specified land; and

WHEREAS, the City of Indianapolis wishes to purchase sanitary sewer and drainage easements upon a particular parcel of real estate located in Marion County, which are described in Exhibit "A", which is attached hereto and incorporated herein, ("Real Estate Easements"); and

WHEREAS, the project for which these easements are being obtained is designed to reduce or eliminate combined sewer overflows from the lower reaches of Pogues Run; and

WHEREAS, the City-County Council, having considered the acquisition of the Real Estate Easements and being duly advised, finds that the City-County Council has an interest in acquiring the Real Estate Easements; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

SECTION 1. The City-County Council hereby establishes that the City-County Council has an interest in acquiring the Real Estate Easements described in Exhibit "A" (a copy of which is attached to the official copy of the resolution on file with the Clerk of the Council).

SECTION 2. For purposes of Revised Code Sec. 151-66 the Real Estate is owned by Coble Metropolitan Business Center, Inc., through a Warranty Deed which was recorded in the office of the Marion County Recorder as Instrument Number 1997-0071922.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

NEW BUSINESS

Councillor Short said that they are waiting on a hearing regarding the fiscal impact statement for the Sheriff's contract, and yet the Rules and Public Policy Committee has been cancelled tomorrow evening. He asked when it is likely to be rescheduled. Ms. Womacks said that she has not yet seen a signed contract, so it is not possible to review a fiscal impact statement without one.

ANNOUNCEMENTS AND ADJOURNMENT

The President said that the docketed agenda for this meeting of the Council having been completed, the Chair would entertain motions for adjournment.

Councillor Boyd stated that he had been asked to offer the following motion for adjournment by:

- (1) Councillor Horseman in memory of Bill Duke; and
- (2) Councillors Horseman and Short in memory of John J. Kish.

Councillor Boyd moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of Bill Duke and John J. Kish. He respectfully asked the support of fellow Councillors. He further requested that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the families advising of this action.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 12:47 a.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 16th day of September, 2003.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.


President

ATTEST:


Clerk of the Council

(SEAL)

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, OCTOBER 6, 2003**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:05 p.m. on Monday, October 6, 2003, with President Borst presiding.

Councillor Black led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

President Borst instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

29 PRESENT: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford

A quorum of twenty-nine members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Soards announced that he is a new father with the arrival of his second child, Allison Faith, weighing 8 pounds and 11 ounces, and measuring 23 inches in length.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE
COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND
MARION COUNTY, INDIANA

Journal of the City-County Council

Ladies And Gentlemen :

You are hereby notified the REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, October 6, 2003, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Philip C. Borst, D.V.M.
President, City-County Council

September 16, 2003

TO PRESIDENT BORST AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the *Court & Commercial Record* and in the *Indianapolis Star* on Friday, September 19, 2003, a copy of a Notice of Public Hearing on Proposal Nos. 441, 516, 517, 519, 521-527, 529-531, and 533, 2003, said hearing to be held on Monday, October 6, 2003, at 7:00 p.m. in the City-County Building.

Respectfully,
s/Suellen Hart
Clerk of the City-County Council

September 28, 2003

TO PRESIDENT BORST AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have approved with my signature and delivered this day to the Clerk of the City-County Council, Suellen Hart, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 107, 2003 - adopts the annual budget for the Metropolitan Emergency Communications Agency for 2004 appropriating \$12,019,529

FISCAL ORDINANCE NO. 108, 2003 - adopts the annual budget and levies for the Marion County Office of the State Department Family and Children for 2004 appropriating \$70,958,890 and levying property taxes to fund such expenditures

FISCAL ORDINANCE NO. 109, 2003 - appropriates \$39,018,209 for the necessary payments for city sinking funds for 2004

FISCAL ORDINANCE NO. 110, 2003 - appropriates the amounts necessary for payments from the Revenue Bonds Debt Service Funds for 2004 totaling \$58,868,213

FISCAL ORDINANCE NO. 111, 2003 - authorizes the payment of certain dues for the city and county offices and agencies

FISCAL ORDINANCE NO. 112, 2003 - adopts the annual budget for 2004 for the Consolidated City appropriating \$245,752,767

FISCAL ORDINANCE NO. 113, 2003 - adopts the annual budget for 2004 for certain constitutional officers of Marion County appropriating \$32,666,683

FISCAL ORDINANCE NO. 114, 2003 - adopts the annual budget for 2004 for certain Marion County law enforcement and correction agencies appropriating \$99,563,546

FISCAL ORDINANCE NO. 115, 2003 - adopts the annual budget for 2004 for certain judicial agencies of Marion County appropriating \$73,061,085

FISCAL ORDINANCE NO. 116, 2003 - adopts the annual budget for 2004 for certain administrative offices and agencies of Marion County appropriating \$50,569,849

FISCAL ORDINANCE NO. 117, 2003 - allocates certain miscellaneous revenues of the Consolidated City and Marion County to respective funds

October 6, 2003

FISCAL ORDINANCE NO. 118, 2003 - directs a reduction of expenditures of budgeted 2003 appropriations from the County General Fund, County Reassessment Fund, Metropolitan Emergency Communications Fund, and Forensic Training Fund

FISCAL ORDINANCE NO. 119, 2003 - determines the tax levy for 2004 for each fund of the Consolidated City and Marion County

GENERAL ORDINANCE NO. 81, 2003 - increases annual leave for firefighters, and allows firefighters to opt out of sick leave provisions of Section 252-303(b) and into the sick leave provisions of Section 252-303(a)

GENERAL ORDINANCE NO. 82, 2003 - authorizes a multi-way stop at Bartlett Avenue and Pacific Street (District 20)

GENERAL ORDINANCE NO. 83, 2003 - authorizes a stop sign at Greenfield Avenue and Shimer Avenue (District 13)

GENERAL ORDINANCE NO. 84, 2003 - authorizes a change in intersection controls at 33rd Street and Kenwood Avenue (District 9)

GENERAL ORDINANCE NO. 85, 2003 - authorizes a "no left turn" restriction on Emerson Avenue at Southport Terrace (Districts 23, 24)

GENERAL RESOLUTION NO. 16, 2003 - acquires easements on real estate currently owned by Coble Metropolitan Business Center, Inc., which will help reduce or eliminate combined sewer overflows in the lower reaches of Pogues Run

SPECIAL RESOLUTION NO. 52, 2003 - recognizes Pastor Kenneth E. Sullivan and Nehemiah Christian College

SPECIAL RESOLUTION NO. 53, 2003 - recognizes the October 18, 2003, Nigerian National Independence Banquet hosted by the Association of Nigerians in Indianapolis

SPECIAL RESOLUTION NO. 54, 2003 - authorizes certification of certain matters relating to elections and funding of compliance with the Help America Vote Act of 2002

SPECIAL RESOLUTION NO. 55, 2003 - approves the waiver of penalties on installment payment of certain real estate taxes

SPECIAL RESOLUTION NO. 56, 2003 - designates 16th Street from Rev. Dr. Martin Luther King Drive, west to Montcalm Street as the Rev. Dr. Wayne Taft Harris, Sr. Memorial Parkway

SPECIAL RESOLUTION NO. 57, 2003 - remembers the life of Governor Frank O'Bannon

SPECIAL RESOLUTION NO. 58, 2003 - determines the need to lease 3,800 feet of office space at 532 Turtle Creek Drive North for the use of the Marion County Sheriff's Department

POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 2, 2003 - adopts the annual budget of the Police Special Service District for 2004 appropriating \$125,276,616 and levying property taxes to fund such budget

FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 7, 2003 - adopts the annual budget for the Fire Special Service District for 2004 appropriating \$85,792,951 and levying property taxes to fund such budget

SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 2, 2003 - adopts the annual budget for the Solid Waste Collection Special Service District for 2004 appropriating \$30,005,245 and levying property taxes to fund such budget

Respectfully,
s/Bart Peterson, Mayor

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF THE JOURNAL

The President called for additions or corrections to the Journal of September 15, 2003. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS

PROPOSAL NO. 514, 2003. The proposal, sponsored by Councillor Boyd, urges the Marion County Election Board to provide training on the County's new voting machines for polling place officials, political parties and voters prior to the 2003 General Election. Councillor Boyd moved, seconded by Councillor Short, to table Proposal No. 514, 2003. The proposal was tabled by a unanimous voice vote.

PROPOSAL NO. 588, 2003. The proposal, sponsored by Councillors Nytes, Sanders, Boyd, and Bainbridge, congratulates IPS School 27 for earning the U.S. Department of Education's Blue Ribbon Schools Award. Councillor Sanders read the proposal and presented representatives with copies of the document and Council pins. School 27 Principal Doris Thompson thanked the Council for the recognition. Councillors Douglas, Gibson, Gray, and Boyd congratulated Ms. Thompson and the School Board for their dedication and hard work. Councillor Nytes moved, seconded by Councillor Sanders, for adoption. Proposal No. 588, 2003 was adopted by a unanimous voice vote.

Proposal No. 588, 2003 was retitled SPECIAL RESOLUTION NO. 59, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 59, 2003

A SPECIAL RESOLUTION congratulating IPS School 27 for earning the U.S. Department of Education's Blue Ribbon Schools Award.

WHEREAS, The U.S. Department of Education grants its "No Child Left Behind Blue Ribbon Schools Award" each year upon nomination by the state departments of education to exceptional schools around America; and

WHEREAS, this year, Charity Dye Elementary School 27 of the Indianapolis Public Schools was chosen to receive the National Blue Ribbon Schools Award, one of only four public schools in the state, and the first IPS school to receive this award since John Marshall High School was selected in 1985; and

WHEREAS, School 27 at 545 East 19th Street, is located in an area of the city that has faced many challenges of every sort; and

WHEREAS, but despair is in not in the vocabulary of School 27 Principal Doris Thompson, their teachers, staff, students and supportive parents and grandparents, and within only four years the academic achievement at School 27 has skyrocketed from fewer than 30 percent of the third graders passing the state's required ISTEP test, to 83 percent passing last year, compared to the statewide average passing rate of 70 percent; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and congratulates everyone associated with IPS School 27 for their outstanding hard work and high expectations which enabled them to earn the federal government's Blue Ribbon Schools Award.

SECTION 2. Each person who is associated with IPS School 27 shares in this honor, and the Council wishes them well in the future as they work hard and continue to dream about possibilities for the future lives of these dedicated young people.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 589, 2003. The proposal, sponsored by Councillor Langsford, recognizes the trailblazing career of Indianapolis Fire Department Chief Nancy Rasmussen. Councillor Langsford read the proposal and presented Chief Rasmussen with a copy of the document and a Council pin. Chief Rasmussen thanked the Council for the honor and said that there are many changes in the department from when she first began. Chief Louis Dezelan thanked Chief Rasmussen and said that she will be missed. Councillor Langsford moved, seconded by Councillor McWhirter, for adoption. Proposal No. 589, 2003 was adopted by a unanimous voice vote.

Proposal No. 589, 2003 was retitled SPECIAL RESOLUTION NO. 60, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 60, 2003

A SPECIAL RESOLUTION recognizing the trailblazing career of Indianapolis Fire Department Chief Nancy Rasmussen.

WHEREAS, On Monday, November 3rd, 1980, "Dallas" was a hit on television, a new car cost \$7,500, America was getting ready to elect Ronald Reagan as the new President in the next day's Elections, and Nancy Rasmussen joined the ranks of the Indianapolis Fire Department at a time where there were no women on the city Fire Department; and

WHEREAS, the enthusiastic recruit was named Firefighter Rookie of the Year, and began an outstanding 23-year career with the city fire department; was the first woman in IFD history to be promoted through the ranks to Captain, Battalion Chief and Deputy Chief; and her duties over the years included front-line firefighting, Assistant Fire Marshal, Assistant Director of Training, and Director of Communications; and

WHEREAS, during the 1980's and 1990's, she negotiated the first ever payments from the Marion County township fire departments to MECA for dispatching costs, improved dispatch protocols with area coordinates for the emergency personnel, and located the funds to buy radios for all on-duty firefighters to increase their safety; and

WHEREAS, throughout it all, she raised five siblings when her family's parents died young, reared six children of her own, was honored by the Pike Township Schools for 20 years service as a room mother, and was a soccer mom for 27 years; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes IFD Chief Nancy Rasmussen for becoming the first female in Indianapolis history to complete 23 years of fire department service, and retire in the firefighter's pension program.

SECTION 2. The Council wishes her well in her retirement years as she can now spend more time with her husband, IFD Captain Steve Rasmussen, their children and 16 grandchildren – and perhaps even spend some quality time at youth soccer games.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 590, 2003. The proposal, sponsored by Councillor Tilford, recognizes the Department of Public Works co-ed softball team. Councillor Tilford read the proposal and presented representatives with copies of the document and Council pins. Barbara Lawrence, Director of the Department of Public Works and team member, thanked the Council for the recognition. Councillor Tilford moved, seconded by Councillor Bainbridge, for adoption. Proposal No. 590, 2003 was adopted by a unanimous voice vote.

Proposal No. 590, 2003 was retitled SPECIAL RESOLUTION NO. 61, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 61, 2003

A SPECIAL RESOLUTION recognizing the Department of Public Works co-ed softball team.

WHEREAS, employers have learned generations ago that sports programs can be good for employee morale, retention, physical fitness, and other desirable attributes; and

WHEREAS, this summer the city's Department of Public Works fielded a team of hardy players in the city softball league each Friday night at the Chuck Klein Softball Complex on Rockville Road; and

WHEREAS, the co-ed team had a wide range of ages, no ringers, paid their own way, and took great pride in having an exceptional season; and

WHEREAS, of special note the hard playing no name Public Works team was joined by the department director Barbara Lawrence who took up bat and glove to lead by example, and the DPW workers beat the Controller's Office "City Slickers" team even after less than veiled threats about DPW budget cuts; and

WHEREAS, however the amateur men and women of DPW couldn't match the battle hardened, gun packing, fitness room terrors of the Indianapolis Police Department, and the Honest Abes of DPW had to settle for second place at least for this season; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes the dedicated and hard playing men and women who upheld the honor of the Department of Public Works during the summer city softball season.

SECTION 2. The Council commends the DPW team: Jodi Perras, Susan Preble, Sonja Champion, Barbara Lawrence, Shital Patel, Diane Beikman, Carnie Sillery, Stacy Tilford, Traci Baker, Johnny Sons, Mark McCabe, John Chavez, Steve Pruitt, Jody Tilford, Jon Wilson, Mike Smith, Marlon Wright, Stephanie Roach, Ronnie Sherwood, Brian Lawrence, and Bailey Alexander.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 591, 2003. The proposal, sponsored by Councillors Cockrum, Massie, and Dowden, recognizes Garfield Park, and the 100th Anniversary of its unique Pagoda. Councillor Cockrum read the proposal and presented representatives with copies of the document and Council pins. Margie Nackenhorst, unofficial mayor of Garfield Park, and Joe Wynns, Director of the Department of Parks and Recreation, thanked the Council for the recognition. Councillor Cockrum moved, seconded by Councillor Massie, for adoption. Proposal No. 591, 2003 was adopted by a unanimous voice vote.

Proposal No. 591, 2003 was retitled SPECIAL RESOLUTION NO. 62, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 62, 2003

A SPECIAL RESOLUTION recognizing Garfield Park, and the 100th Anniversary of its unique Pagoda.

WHEREAS, the 128-acre Garfield Park, Indianapolis' oldest city park, was originally a failed horseracing track south of the then-city when it was bought shortly after the Civil War for \$95,000 from the Trotting Park Association; and

WHEREAS, the park gained its current name in 1881 in honor of President James Garfield, and was energized after the turn of the 20th Century when the Parks Department retained German-born George Kessler as a landscape architect planner for the city; and

WHEREAS, one of the first Garfield Park attractions was the unique Chinese-style Pagoda building designed by Daniel Deupree with its ornate wrought iron railings and rock construction in 1903, one hundred years ago; and

WHEREAS, later amenities between 1915 and 1930 were greenhouses, a conservatory, beautiful sunken gardens, shelter house, amphitheater and a swimming pool; and

WHEREAS, since the 1950's several people, including the unofficial "Mayor of Garfield Park" Marge Nackenhorst, have pushed the city to conserve and to reinvest in this beautiful Indianapolis treasure; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes the historic significance of the city's oldest park, Garfield Park, and commemorates the Centennial Anniversary of the Park's Pagoda building.

SECTION 2. The Council applauds those active neighbors who appreciate the importance of this very special park, and urges the city to continue the renewal upgrades to Garfield Park that began in earnest during the 1990's.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

President Borst stated that Councillor Boyd has asked for permission to add a special resolution to the agenda recognizing Rear Admiral Barry C. Black. Councillor Horseman said that there is one remaining special resolution on the agenda before that agenda item. President Borst said that such a proposal is not on his agenda and was not therefore approved by him. Councillor Horseman said that Proposal No. 603, 2003 appears on the agendas in the Councillor packets this evening and was submitted in time, but due to a staff member being out of the office, may have been left off the initial draft of the agenda. Councillor Horseman said that there are individuals in attendance this evening to accept this recognition and she would ask for consent for it to be heard. President Borst said that he will allow it to be heard following Councillor Boyd's resolution. He added that in the future, if something is to be added late to the agenda, it must receive the President's approval.

PROPOSAL NO. 604, 2003. The proposal, sponsored by Councillor Boyd, welcomes and honors Rear Admiral Barry C. Black of the Chaplain Corps of the United States Navy. Councillor Boyd read the proposal and moved, seconded by Councillor Short, for its adoption. Proposal No. 604, 2003 was adopted by a unanimous voice vote.

Proposal No. 604, 2003 was retitled SPECIAL RESOLUTION NO. 64, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 64, 2003

A SPECIAL RESOLUTION welcoming and honoring Rear Admiral Barry C. Black of the Chaplain Corps of the United States Navy.

WHEREAS, Rear Admiral and Chaplain Barry C. Black, a native of Baltimore, Maryland, is scheduled to be the keynote speaker at the October 11 Indianapolis Seventh Day Adventist Community Guests Day observance; and

WHEREAS, Rear Admiral Barry C. Black was commissioned as a Chaplain in the United States Navy in 1976, and began his Chaplain service in the Fleet Religious Support Activity in Norfolk, Virginia, with subsequent tours of duty in Philadelphia, Annapolis, Okinawa, Japan, San Diego, and other venues; and

WHEREAS, Admiral Black has a Masters Degree in divinity and earned doctorates in philosophy and psychology, an academic background that includes work done at Oakwood College, Andrews University, North Carolina Central University, Eastern Baptist Seminary and the United States International University; and

WHEREAS, Rear Admiral Barry C. Black has earned numerous medals and commendations from both the Navy and the Marine Corps; and

WHEREAS, Rear Admiral Barry C. Black presents himself as a role model to all youth, but particularly those from minority backgrounds; and

WHEREAS, Indianapolis seeks to honor and recognize those citizens who have made and continue to make significant contributions to our country; now, therefore;

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council, acting on behalf of citizens of the community, WELCOME REAR ADMIRAL BARRY C. BLACK OF THE CHAPLAIN CORPS OF THE UNITED STATES NAVY.

SECTION 2. The Council further urges all citizens to examine and renew their own personal commitments to their God and country.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 603, 2003. The proposal, sponsored by Councillor Horseman, recognizes the Cottage Home Neighborhood Association's 17th Annual Block Party on October 11. Councillor Horseman read the proposal and presented representatives with copies of the document and Council pins. Ambrose Smith, representing the Block Party event, invited Councillors to attend and thanked the Council for the recognition. Councillor Talley apologized for confusion regarding the agenda and said that it is not typical. Mr. Smith said that he understands these things happen. Councillor Horseman moved, seconded by Councillor Talley, for adoption. Proposal No. 603, 2003 was adopted by a unanimous voice vote.

Proposal No. 603, 2003 was retitled SPECIAL RESOLUTION NO. 63, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 63, 2003

A SPECIAL RESOLUTION recognizing the Cottage Home Neighborhood Association's 17th Annual Block Party on October 11th.

WHEREAS, the Cottage Home neighborhood is bounded by 10th Street on the north, I-65 on the West, Michigan Street on the South, and Oriental Avenue on the East, just to the west of Arsenal Technical High School; and

WHEREAS, the proud neighborhood contains many historic houses and cottages that date from the 1870's to 1890's, and is now going through a hundred year rebirth cycle; and

WHEREAS, the Cottage Home Neighborhood Association hosts a number of activities including neighborhood cleanup days, a scarecrow making party, and on Saturday, October 11th, will sponsor its 17th Annual Block Party to draw neighbors together and to showcase the latest renovations; and

WHEREAS, the Annual Cottage Home Neighborhood Party has been voted Best Neighborhood Party In The City by "NUVO" newsweekly; and

WHEREAS, this year's Block Party will begin at 5:00 p.m. at the corner of St. Clair and Dorman Streets with a Renovator's Relay of events such as races to build a brick wall, glaze windows, wallpaper walls, and later kids will play games and adults will play homemade instruments including a drum circle, of course food will be a part of the event, and the evening will be capped off with the Johnny Socko Band; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes the Cottage Home Neighborhood Association and their Annual Block Party festivities as being an exceptional neighborhood group and an outstanding annual event.

SECTION 2. The building blocks of Indianapolis are its neighborhoods, and the stronger the foundation, the more durable and vital the city. The Council wishes the residents of Cottage Home the very best in the future.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 558, 2003. Introduced by Councillors Langsford, Nytes, and Talley. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$581,000 and a transfer of \$185,000 in the 2003 Budget of the Department of Metropolitan Development (Federal Grants Fund) to support the Amber Woods Cooperative rehabilitation project, to offer down-payment assistance to new homebuyers in Fall Creek Place, and to remove debris from the Fall Creek Place project area, financed by a transfer and federal grants"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 559, 2003. Introduced by Councillors Dowden, Moriarty Adams, and Talley. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$596,100 in the 2003 Budget of the Department of Public Safety, Police Division (Non-Lapsing Federal Grants Fund) for technology upgrades, financed by a federal grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 560, 2003. Introduced by Councillors Dowden, Moriarty Adams, and Talley. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$1,500 in the 2003 Budget of the Department of Public Safety, Fire Division (Non-Lapsing Federal Grants Fund) to continue a car seat Permanent Fitting Station project at IFD Station #30, financed by a federal grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 561, 2003. Introduced by Councillors Dowden, Moriarty Adams, and Talley. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$2,799 in the 2003 Budget of the Department of Public Safety, Emergency Management Planning Division (Non-Lapsing Federal Grants Fund) to support the Community Emergency Response Team program, financed by a federal grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 562, 2003. Introduced by Councillors Dowden, Moriarty Adams, and Talley. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves a transfer of \$6,736 in the 2003 Budget of the Department of Public Safety, Animal Care and Control Division (Consolidated County Fund) to purchase additional animal supplies and equipment"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 563, 2003. Introduced by Councillors Dowden, Moriarty Adams, and Talley. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves a transfer of \$422,511 and an increase of \$612,444 in the 2003 Budget of the County Sheriff (County General Fund) to cover shortage of money in 2003 for gasoline and to appropriate funds for an additional 20 Correction Officers, financed by a transfer and fund balances"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 564, 2003. Introduced by Councillors Dowden, Moriarty Adams, and Talley. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$84,032 in the 2003 Budgets of the County Auditor and the County Sheriff (State and Federal Grants Fund) for Victim Assistance salaries and fringes, funded by a state grant (Indiana Criminal Justice Institute) (The local match of \$21,008 is funded by the existing appropriations in the County Sheriff's budget.)"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 565, 2003. Introduced by Councillors Dowden, Moriarty Adams, and Talley. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$31,927 in the 2003 Budget of the County Sheriff (State and Federal Grants Fund) for the reimbursement of prior expenses related to housing illegal aliens by the State Criminal Alien Assistance Program, funded by a federal grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 566, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves a transfer of \$22,148 and an increase of \$1,030,449 in the 2003 Budgets of the County Auditor and the Marion Superior Court, Juvenile Division (State and Federal Grants Fund) to cover expenses for Block Grants #3 and #4 and to appropriate Juvenile Accountability Block Grant #5 (The local match of \$80,089 is funded by the existing appropriations in the Marion Superior Court, Juvenile Division's budget.)"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 567, 2003. Introduced by Councillor Moriarty Adams. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which seeks authorization to pay legal expenses incurred with the jail-overcrowding litigation from the jail commissary fund"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 568, 2003. Introduced by Councillor Frick. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves a transfer of \$35,345 in the 2003 Budget of the County Treasurer (County General Fund) to cover the postage expense for the mailing of tax bills"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 569, 2003. Introduced by Councillors Langsford and Nytes. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$490,000 in the 2003 Budget of the Department of Metropolitan Development, Division of Administrative Services (Non-Lapsing State Grants and City Cumulative Capital Improvement Funds) to pay for the environmental assessment of two brownfield properties (1402 Dr. Martin

Luther King Jr. Street and 838 N. Delaware) and to perform additional earthwork at the Keystone Enterprise Park project (located at I70 and Keystone Avenue), financed by a state grant and fund balances"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 570, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Michael P. Greene to the Citizens Police Complaint Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 571, 2003. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves a transfer of \$52,900 in the 2003 Budget of the City-County Council (Consolidated County Fund) to upgrade council office computer data base and ordinance tracking system"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 572, 2003. Introduced by Councillors Langsford and Horseman. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which clarifies the roles of the Department of Public Works, the Board of Public Works, the Department of Metropolitan Development, and the Metropolitan Development Commission in the administration of the Wellfield Protection Zoning Ordinance (03-AO-03) (Certified September 16, 2003)"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 573, 2003. Introduced by Councillors Bainbridge, Moriarty Adams, Conley Coughenour, and Langsford. The Clerk read the proposal entitled: "A Proposal for a Special Ordinance which approves the issuance of proceeds of sale of transportation revenue bonds of the City of Indianapolis in an original aggregate amount not to exceed Twenty Million Dollars"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 574, 2003. Introduced by Councillors Bainbridge, Moriarty Adams, Conley Coughenour, and Langsford. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves the appropriation of proceeds of sale of transportation revenue bonds of the City of Indianapolis in an original aggregate amount not to exceed Twenty Million Dollars"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 575, 2003. Introduced by Councillor Coonrod. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a traffic signal at 3308 North Mitthoefer Road (District 5)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 576, 2003. Introduced by Councillor Langsford. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a traffic signal at I-74 and Southeastern Avenue (District 13)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 577, 2003. Introduced by Councillor Cockrum. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Chelsea Road and Worth Avenue (District 19)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 578, 2003. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at 9th Street and Centennial Street (District 16)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 579, 2003. Introduced by Councillor Moriarty Adams. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a change in the intersection controls at 20th Street and Linwood Avenue (District 15)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 580, 2003. Introduced by Councillor Moriarty Adams. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Bradley Avenue and Walnut Street (District 15)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 581, 2003. Introduced by Councillor Moriarty Adams. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at 20th Street Hawthorne Lane (District 15)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 582, 2003. Introduced by Councillor Knox. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Berwick Avenue and Gimber Street (District 17)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 583, 2003. Introduced by Councillor Knox. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a change in intersection controls for Pershing Avenue and Ray Street (District 17)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 584, 2003. Introduced by Councillors Knox and Borst. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes multi-way stops at Kappes Street and Lambert Street, and at Lambert Street and Reisner Street (Districts 17, 25)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 585, 2003. Introduced by Councillor Bainbridge. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Breton Street and Falcon Drive (District 8)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 586, 2003. Introduced by Councillor Bainbridge. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a change in intersection controls for Beauport Road and Fredonia Road (District 8)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 587, 2003. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes shuttle stops for the Indy Go Blue Line Circulator (District 16)"; and the President referred it to the Public Works Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 592, 2003 and PROPOSAL NOS. 593-602, 2003. Introduced by Councillor Langsford Proposal No. 592, 2003 and Proposal Nos. 593-602, 2003 are proposals for Rezoning Ordinances certified by the Metropolitan Development Commission on September 24 and 29, 2003, respectively. The President called for any motions for public hearings on any of those zoning maps changes. There being no motions for public hearings, the proposed ordinances, pursuant to IC 36-7-4-608, took effect as if adopted by the City-County Council, were retitled for

identification as REZONING ORDINANCE NOS. 146-156, 2003, the original copies of which ordinances are on file with the Metropolitan Development Commission, which were certified as follows:

REZONING ORDINANCE NO. 146, 2003.

2003-ZON-083

3853 EAST RAYMOND STREET (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT #23

FRANK AND WANDA PROCTOR, by David Gilman, request a rezoning of 7.856 acres, being in the D-3 (FF) (FW) District, to the C-S (FF) (FW) classification to provide for a contractor's business.

REZONING ORDINANCE NO. 147, 2003.

2003-ZON-039 (Amended)

6127, 6139, 6251, and 6295 WEST 56TH STREET (approximate address), INDIANAPOLIS.

PIKE TOWNSHIP, COUNCILMANIC DISTRICT #1

EAGLE CREEK SHOPS, LLC, by Joseph D. Calderon, requests a rezoning of 6.56 acres, being in the D-A District, to the PK-II classification to provide for neighborhood commercial/retail uses.

REZONING ORDINANCE NO. 148, 2003.

2003-ZON-097

3825 FOLTZ STREET (approximate address), INDIANAPOLIS.

DECATUR TOWNSHIP, COUNCILMANIC DISTRICT #19

METROPOLITAN SCHOOL DISTRICT OF DECATUR TOWNSHIP, by Philip A. Nicely, requests a rezoning of 1.955 acres, being in the SU-13 (FF) (FW) District, to the SU-2 (FF) (FW) classification to provide for educational uses.

REZONING ORDINANCE NO. 149, 2003.

2003-ZON-100 (2003-DP-014)

6720 SPIRIT LAKE DRIVE (approximate address), INDIANAPOLIS.

WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT #7

SPIRIT LAKE, LLC, by David Gilman, requests a rezoning of 30.15 acres, being in the D-P (FF) (FW) Districts, to the D-P (FF) (FW) classification to provide for four additional dwelling units, a club house and the inclusion of an additional 2.41 acres, for an overall density of 1.936 units per acre.

REZONING ORDINANCE NO. 150, 2003.

2003-ZON-101

3325 and 3385 NORTH ARLINGTON AVENUE (approximate address), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT #10

MIDWESTERN ELECTRIC, INCORPORATED requests a rezoning of 3.275 acres, being in the C-7, C-3 and D-3 Districts to the C-ID classification to legally establish an electrical contracting business.

REZONING ORDINANCE NO. 151, 2003.

2003-ZON-102

8750 and 9550 ZIONSVILLE ROAD (approximate address), INDIANAPOLIS.

PIKE TOWNSHIP, COUNCILMANIC DISTRICT # 1

KITE WEST 86TH STREET, LLC., by Zeff A. Weiss, requests a rezoning of 57.42 acres, being in the C-3 and C-S Districts, to the C-S classification to provide for office, retail, a hotel and theater uses.

REZONING ORDINANCE NO. 152, 2003.

2003-ZON-107

2031 EAST 30TH STREET (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT #10

KINGSLEY TERRACE CHURCH OF CHRIST, by Mitch Sever, requests a rezoning of 1.20 acres, being in the D-5 District, to the SU-1 classification to provide for religious uses.

REZONING ORDINANCE NO. 153, 2003.

2003-ZON-108

2339 NORTH NEW JERSEY STREET (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT #22

SEVEN STAR BAPTIST CHURCH requests a rezoning of 0.482 acre, being in the D-8 (W-5) District, to the SU-1 (W-5) classification to legally establish religious uses and provide for a structural addition to the existing building.

REZONING ORDINANCE NO. 154, 2003.

2003-ZON-111

6401 WEST 71ST STREET, 6640 INTECH BOULEVARD, 6220 PISITAL WAY, and 6510 and 6650 TELECOM DRIVE (approximate addresses), INDIANAPOLIS.

PIKE TOWNSHIP, COUNCILMANIC DISTRICT #1

INTECH PARK PARTNERS, LLC, INTECH PARTNERS ONE, LLC, INTECH PARTNERS TWO, LLC. AND INTECH PARTNERS TEN, LLC, by Michael C. Cook and Michael Rabinowitch, requests a rezoning of 79.071 acres, being in the C-S District, to the C-S classification to include schools and educational services as an additional permitted use in Areas "B, C, and D" in an existing mixed use commercial-industrial park.

REZONING ORDINANCE NO. 155, 2003.

2003-ZON-112

1739 NORTH SHADELAND AVENUE (approximate address), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT #12

VIJAY K. GUPTA, requests a rezoning of 0.34 acre, being in the D-4 District, to the C-3C classification to provide for an administrative office.

REZONING ORDINANCE NO. 156, 2003.

2003-ZON-832

6121 ARLINGTON AVENUE (approximate address), INDIANAPOLIS.

FRANKLIN TOWNSHIP, COUNCILMANIC DISTRICT #23

LEWIS ENGINEERING requests a rezoning of four acres, being in the D-A District, to the D-1 classification to provide for residential development.

SPECIAL ORDERS - PUBLIC HEARING

Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 441, 519, 521-527, and 529-531, 2003 on September 17, 2003. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 441, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$20,000 in the 2003 Budgets of the County Auditor and the Marion County Justice Agency (State and Federal Grants Fund) to appropriate a state grant for salaries, fringes, and supplies for IUPUI (Indiana University Purdue University Indianapolis) employees, who will be conducting research for an evaluation of the Marion County's Cite and Release and Emergency Jail Release Policies (The local match of \$10,100 is funded by existing appropriation in the Marion County Justice Agency's Budget.). PROPOSAL NO. 519, 2003. The proposal, sponsored by Councillors Dowden, Moriarty Adams, and Talley, approves an increase of \$149,100 in the 2003 Budget of the County Sheriff (State and Federal Grants Fund) for crime prevention publications and programs involving cooperation between community residents and law enforcement personnel, funded through IPD by a grant from the Department of Justice. PROPOSAL NO. 521, 2003. The proposal, sponsored by Councillor McWhirter, approves an increase of \$471,500 in the 2003 Budgets of the County Auditor and the County Prosecutor (State and Federal Grants Fund) to fund the continuation of Operation Pull-Over, funded by a state grant (Governor's Council on Impaired and Dangerous Driving and National Highway Safety Administration). PROPOSAL NO. 522, 2003. The proposal, sponsored by Councillor McWhirter, approves an increase of \$111,298 in the 2003 Budgets of the County Auditor and the County Prosecutor (State and Federal Grants Fund) to fund the program continuation of OVWI

(Operating Vehicle While Intoxicated), funded by a state grant (Governor's Council on Impaired and Dangerous Driving and the National Highway Traffic Safety Administration). PROPOSAL NO. 523, 2003. The proposal, sponsored by Councillors McWhirter and Soards, approves an increase of \$10,000 in the 2003 Budgets of the County Auditor and the County Prosecutor (State and Federal Grants Fund) to fund the partial salary for a paralegal focusing on nuisance abatement and for a portion of the Tidemark database for tracking properties, funded by a grant from IPD and Department of Justice. PROPOSAL NO. 524, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$147,155 in the 2003 Budget of the County Auditor and the Forensic Services Agency (State and Federal Grants Fund) to fund the DNA analysis of "No Suspect" cases, funded by a grant from the Indiana State Police. PROPOSAL NO. 525, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$24,028 in the 2003 Budget of the Marion County Justice Agency (State and Federal Grants Fund) to help fund the Julian Center's Family Growth and Development Project, funded by a state grant. PROPOSAL NO. 526, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$20,044 in the 2003 Budget of the Marion County Justice Agency (State and Federal Grants Fund) to allocate the Pathway to Recovery grant which will fund the partial salaries and fringes of five employees. PROPOSAL NO. 527, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$249,314 in the 2003 Budgets of the County Auditor and the Marion County Justice Agency (State and Federal Grants Fund) to allocate the U.S. Department of Justice grant for the Community Prosecution and Project Safe Neighborhoods. PROPOSAL NO. 529, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$48,178 in the 2003 Budget of the Marion Superior Court, Juvenile Division (State and Federal Grants Fund) to fund the continuation of the Guardian Ad Litem Program, funded by a state grant (Indiana Criminal Justice Institute). PROPOSAL NO. 530, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$60,108 in the 2003 Budgets of the County Auditor and the Marion Superior Court, Juvenile Division (Juvenile Probation Fund) to increase funding for juvenile probation, financed by fund balances. PROPOSAL NO. 531, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$20,000 in the 2003 Budget of the Marion Superior Court (State and Federal Grants Fund) to pay the salary of one coordinator in the Family Court Project, funded by a grant from the Indiana Supreme Court. By majority votes, the Committee reported Proposal No. 522, 2003 to the Council with the recommendation that it do pass as amended and Proposal Nos. 441, 519, 521, 523-527, and 529-531, 2003 to the Council with the recommendation that they do pass.

Councillor Schneider said that he voted against Proposal No. 521, 2003 in Committee and he would like a separate vote on this proposal. Consent was given.

President Borst called for public testimony at 8:13 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Talley, for adoption. Proposal Nos. 441, 519, 523-527, and 529-531, 2003 and Proposal No. 522, 2003, as amended, were adopted on the following roll call vote; viz:

29 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford
0 NAYS:

Proposal No. 441, 2003 was retitled FISCAL ORDINANCE NO. 121, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 121, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97 2002) appropriating an additional Twenty Thousand Dollars (\$20,000) in the State and Federal Grants Fund for purposes of the County Auditor and the Marion County Justice Agency and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (i) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion County Justice Agency to appropriate a state grant for salaries, fringes, and supplies for IUPUI (Indiana University Purdue University Indianapolis) employees, who will be conducting research for an evaluation of the Marion County's Cite and Release and Emergency Jail Release Policies.

SECTION 2. The sum of additional Twenty Thousand Dollars (\$20,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services- fringes	2,780
 <u>MARION COUNTY JUSTICE AGENCY</u>	
1 Personal Services	16,120
3. Other Services and Charges	<u>1,100</u>
TOTAL INCREASE	20,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>20,000</u>
TOTAL REDUCTION	20,000

SECTION 5. The local match of \$10,100 is funded by the following existing appropriation in the Marion County Justice Agency's Budget:

	<u>COUNTY GENERAL FUND</u>
1. Personal Services	4,200
3. Other Services and Charges	<u>5,900</u>
TOTAL MATCH	10,100

SECTION 6. Except to the extent of matching funds approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 519, 2003 was retitled FISCAL ORDINANCE NO. 122, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 122, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional One Hundred Forty-nine Thousand One Hundred Dollars (\$149,100) in the State and Federal Grants Fund for purposes of the County Sheriff and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

October 6, 2003

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (g) of the City-County Annual Budget for 2003, be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Sheriff to fund crime prevention publications and programs involving cooperation between community residents and law enforcement personnel.

SECTION 2. The sum of additional One Hundred Forty-nine Thousand One Hundred Dollars (\$149,100) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY SHERIFF</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
2. Supplies	75,000
3. Other Services and Charges	70,100
4. Capital Outlay	<u>4,000</u>
TOTAL INCREASE	149,100

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>149,100</u>
TOTAL REDUCTION	149,100

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 522, 2003, as amended, was retitled FISCAL ORDINANCE NO. 123, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 123, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional One Hundred Eleven Thousand Two Hundred Ninety-eight Dollars (\$111,298) in the State and Federal Grants Fund for purposes of the County Auditor and the County Prosecutor and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(j) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Auditor and the County Prosecutor to increase funding of OVWI (Operating Vehicle While Intoxicated) funded by grant from Governor's Council on Impaired and Dangerous Driving.

SECTION 2. The sum of One Hundred Eleven Thousand Two Hundred Ninety-eight Dollars (\$111,298) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services - fringes	15,604
 <u>COUNTY PROSECUTOR</u>	
1. Personal services	62,524
2. Supplies	1,500
3. Other Services and Charges	<u>31,670</u>
TOTAL INCREASE	111,298

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>111,298</u>
TOTAL REDUCTION	111,298

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 523, 2003 was retitled FISCAL ORDINANCE NO. 124, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 124, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Ten Thousand Dollars (\$10,000) in the State and Federal Grants Fund for purposes of the County Auditor and the County Prosecutor and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(j) of the City-County Annual Budget for 2003 be, and is hereby amended by the increases and reductions hereinafter stated for purposes of the County Auditor and the County Prosecutor to fund the continuation of the Nuisance Abatement Program, funded by a grant from IPD and Department of Justice.

SECTION 2. The sum of Ten Thousand Dollars (\$10,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services - fringes	1,945
 <u>COUNTY PROSECUTOR</u>	
1. Personal Services	5,555
3. Other Services and Charges	<u>2,500</u>
TOTAL INCREASE	10,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>10,000</u>
TOTAL REDUCTION	10,000

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 524, 2003 was retitled FISCAL ORDINANCE NO. 125, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 125, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional One Hundred Forty-seven Thousand One Hundred Fifty-five Dollars (\$147,155) in the State and Federal Grants Fund for purposes of the County Auditor and the Forensic Services Agency and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(j) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Auditor and the Forensic Services Agency to fund the DNA analysis of No Suspect cases funded by grant from Indiana State Police.

SECTION 2. The sum of One Hundred Forty-seven Thousand One Hundred Fifty-five Dollars (\$147,155) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services – fringes	2,685
<u>FORENSIC SERVICES AGENCY</u>	
1. Personal Services	35,100
2. Supplies	11,370
4. Capital	<u>98,000</u>
TOTAL INCREASE	147,155

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>147,155</u>
TOTAL REDUCTION	147,155

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 525, 2003 was retitled FISCAL ORDINANCE NO. 126, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 126, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Twenty-four Thousand Twenty-eight Dollars (\$24,028) in the State and Federal Grants Fund for purposes of the Marion County Justice Agency and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(j) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion County Justice Agency to fund the continuation of the Julian Center program, funded by grant from Indiana Criminal Justice Institute.

SECTION 2. The sum of Twenty-four Thousand Twenty-eight Dollars (\$24,028) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION COUNTY JUSTICE AGENCY</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
3. Other Services and Charges	<u>24,028</u>
TOTAL INCREASE	24,028

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>24,028</u>
TOTAL REDUCTION	24,028

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 526, 2003 was retitled FISCAL ORDINANCE NO. 127, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 127, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Twenty Thousand Forty-four Dollars (\$20,044) in the State and Federal Grants Fund for purposes of the Marion County Justice Agency and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(j) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion County Justice Agency to fund the continuation of the Pathway to Recovery program, funded by grant from Indiana Criminal Justice Institute.

October 6, 2003

SECTION 2. The sum of Twenty Thousand Forty-four Dollars (\$20,044) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION COUNTY JUSTICE AGENCY</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
3. Other Services and Charges	<u>20,044</u>
TOTAL INCREASE	20,044

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>20,044</u>
TOTAL REDUCTION	20,044

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 527, 2003 was retitled FISCAL ORDINANCE NO. 128, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 128, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Two Hundred Forty-nine Thousand Three Hundred Fourteen Dollars (\$249,314) in the State and Federal Grants Fund for purposes of the County Auditor and the Marion County Justice Agency and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (i) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Auditor and the Marion County Justice Agency to provide salary, fringes, supplies and equipment for two warrant officers.

SECTION 2. The sum of additional Two Hundred Forty-nine Thousand Three Hundred Fourteen Dollars (\$249,314) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services - fringes	<u>47,834</u>

<u>MARION COUNTY JUSTICE AGENCY</u>	
1 Personal Services	167,480
2. Supplies	2,500
3. Other Services and Charges	20,000
4. Capital Outlay	<u>11,500</u>
TOTAL INCREASE	249,314

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>249,314</u>
TOTAL REDUCTION	249,314

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 529, 2003 was retitled FISCAL ORDINANCE NO. 129, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 129, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Forty-eight Thousand One Hundred Seventy-eight Dollars (\$48,178) in the State and Federal Grants Fund for purposes of the Marion Superior Court, Juvenile Division and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(j) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion Superior Court, Juvenile Division to increase funding the Child Advocates, Inc. by grant from the Indiana Criminal Justice Institute.

SECTION 2. The sum of Forty-eight Thousand One Hundred Seventy-eight Dollars (\$48,178) be, and the same is hereby, appropriated the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION SUPERIOR COURT, JUVENILE DIVISION</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
3. Other Services and Charges	<u>48,178</u>
TOTAL INCREASE	48,178

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>48,178</u>
TOTAL REDUCTION	48,178

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 530, 2003 was retitled FISCAL ORDINANCE NO. 130, 2003, and reads as follows:

October 6, 2003

CITY-COUNTY FISCAL ORDINANCE NO. 130, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Sixty Thousand One Hundred Eight Dollars (\$60,108) in the Juvenile Probation Fund for purposes of the County Auditor and the Marion Superior Court, Juvenile Division and reducing the unappropriated and unencumbered balance in the Juvenile Probation Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(j) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Auditor and the Marion Superior Court, Juvenile Division to increase funding in the Juvenile Probation Fund.

SECTION 2. The sum of Sixty Thousand One Hundred Eight Dollars (\$60,108) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>JUVENILE PROBATION FUND</u>
1. Personal Services - fringes	7,818
<u>MARION SUPERIOR COURT, JUVENILE DIVISION</u>	
1. Personal Services	2,290
3. Other Services and Charges	<u>50,000</u>
TOTAL INCREASE	60,108

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>JUVENILE PROBATION FUND</u>
Unappropriated and Unencumbered Juvenile Probation Fund	<u>60,108</u>
TOTAL REDUCTION	60,108

SECTION 5. The projected December 31, 2003, fund balance for the Juvenile Probation Fund is as follows:

Current cash balance July 31, 2003	163,601
Anticipated additional revenue through December 31, 2003	<u>57,540</u>
Projected funds available	221,141
Remaining appropriations and encumbrances	125,707
Proposed additional appropriation (Proposal No. 530, 2003)	<u>60,108</u>
Funds required	185,815
Projected fund balance December 31, 2003	35,326

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 531, 2003 was retitled FISCAL ORDINANCE NO. 131, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 131, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Twenty Thousand Dollars (\$20,000) in the State and Federal Grants Fund for purposes of the Marion Superior Court and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(j) of the City-County Annual Budget for 2003 be, and is hereby amended by the increases and reductions hereinafter stated for purposes of the Marion Superior Court to fund the continuation of the Family Court program, funded by a grant from Indiana Supreme Court.

SECTION 2. The sum of Twenty Thousand Dollars (\$20,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION COUNTY SUPERIOR COURT</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services	<u>20,000</u>
TOTAL INCREASE	20,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>20,000</u>
TOTAL REDUCTION	20,000

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 521, 2003. The proposal, sponsored by Councillor McWhirter, approves an increase of \$471,500 in the 2003 Budgets of the County Auditor and the County Prosecutor (State and Federal Grants Fund) to fund the continuation of Operation Pull-Over, funded by a state grant (Governor's Council on Impaired and Dangerous Driving and National Highway Safety Administration). By a 6-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

President Borst called for public testimony at 8:14 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor McWhirter, for adoption. Proposal No. 521, 2003 was adopted on the following roll call vote; viz:

26 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Short, Soards, Talley, Tilford
3 NAYS: Coonrod, Schneider, Smith

Proposal No. 521, 2003 was retitled FISCAL ORDINANCE NO. 132, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 132, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Four Hundred Seventy-one Thousand Five Hundred Dollars (\$471,500) in the State and Federal Grants Fund for purposes of the County Auditor and the County Prosecutor and reducing the unappropriated and unencumbered balance in the State and Federal Grant Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(j) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Auditor and the County Prosecutor to increase funding for Operation Pull-Over, funded by grant from Governor's Council on Impaired and Dangerous Driving.

SECTION 2. The sum of Four Hundred Seventy-one Thousand Five Hundred Dollars (\$471,500) be, and the same is hereby, appropriated the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services - fringes	15,643
<u>COUNTY PROSECUTOR</u>	
1. Personal services	166,048
2. Supplies	652
3. Other Services and Charges	<u>289,157</u>
TOTAL INCREASE	471,500

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>471,500</u>
TOTAL REDUCTION	471,500

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Cockrum reported that the Parks and Recreation Committee heard Proposal Nos. 516 and 517, 2003 on September 18, 2003. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 516, 2003. The proposal, sponsored by Councillors Cockrum, Douglas, and Langsford, approves an increase of \$1,815,000 in the 2003 Budget of the Department of Parks and Recreation (Non-Lapsing Federal Grants Fund) to pay for land acquisition, preliminary design work, construction documents, and inspections necessary for the Pennsy Rail-Trail, financed by federal funds administered by the Indiana Department of Transportation. PROPOSAL NO. 517, 2003. The proposal, sponsored by Councillors Cockrum and Douglas, approves an increase of \$285,250 in the 2003 Budget of the Department of Parks and Recreation (Non-Lapsing Federal Grants Fund) to pay for the restoration of Marott Park, located in Washington Township, financed by a grant from the Department of Interior. By 5-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass.

President Borst called for public testimony at 8:17 p.m. There being no one present to testify, Councillor Cockrum moved, seconded by Councillor Douglas, for adoption. Proposal Nos. 516 and 517, 2003 were adopted on the following roll call vote; viz:

28 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Soards, Talley, Tilford

0 NAYS:

1 NOT VOTING: Smith

Proposal No. 516, 2003 was retitled FISCAL ORDINANCE NO. 133, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 133, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 99, 2002) appropriating an additional One Million Eight Hundred Fifteen Thousand Dollars (\$1,815,000) in the Non-Lapsing Federal Grants Fund for purposes of the Department of Parks and Recreation and reducing the unappropriated and unencumbered balance in the Non-Lapsing Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(l) of the City-County Annual Budget for 2003 be, and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Parks and Recreation to pay for land acquisition, preliminary design work, construction documents, and inspections necessary for the Pennsy Rail-Trail, financed by federal funds administered by the Indiana Department of Transportation.

SECTION 2. The sum of One Million Eight Hundred Fifteen Thousand Dollars (\$1,815,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>DEPARTMENT OF PARKS AND RECREATION</u>	<u>NON-LAPSING FEDERAL GRANTS FUND</u>
4. Capital Outlay	1,815,000
TOTAL INCREASE	1,815,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>NON-LAPSING FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
Non-Lapsing Federal Grants Fund	1,815,000
TOTAL REDUCTION	1,815,000

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SECTION 7. This appropriation shall be in addition to all appropriations provided for in the regular budget and levy, and shall continue in effect until the completion of the program described in section 1 above.

Proposal No. 517, 2003 was retitled FISCAL ORDINANCE NO. 134, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 134, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 99, 2002) appropriating an additional Two Hundred Eighty-five Thousand Two Hundred Fifty Dollars (\$285,250) in the Non-Lapsing Federal Grants Fund for purposes of the Department of

Parks and Recreation and reducing the unappropriated and unencumbered balance in the Non-Lapsing Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(l) of the City-County Annual Budget for 2003 be, and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Parks and Recreation to pay for the restoration of Marott Park, located in Washington Township, financed by a grant from the Department of Interior.

SECTION 2. The sum of Two Hundred Eighty-five Thousand Two Hundred Fifty Dollars (\$285,250) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>DEPARTMENT OF PARKS AND RECREATION</u>	<u>NON-LAPSING FEDERAL GRANTS FUND</u>
3. Other Services and Charges	285,250
TOTAL INCREASE	285,250

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>NON-LAPSING FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
Non-Lapsing Federal Grants Fund	285,250
TOTAL REDUCTION	285,250

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SECTION 7. This appropriation shall be in addition to all appropriations provided for in the regular budget and levy, and shall continue in effect until the completion of the program described in section 1 above.

PROPOSAL NO. 533, 2003. The proposal, sponsored by Councillors Bainbridge and Moriarty Adams, approves an increase of \$125,000 in the 2003 Budget of the Department of Public Works, Engineering Division (Non-Lapsing Federal Grants Fund) to complete a scoping report for a proposed Downtown Cultural Trail, financed by a Federal Highway Administration Transportation Enhancement grant. Councillor Bainbridge said that a quorum was not present for the Committee to take action on this proposal on September 25, 2003. He moved, seconded by Councillor Moriarty Adams, to postpone Proposal No. 533, 2003 until November 17, 2003. Proposal No. 533, 2003 was postponed by a unanimous voice vote.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 402, 2003. Councillor McWhirter reported that the Administration and Finance Committee heard Proposal No. 402, 2003 first on July 29, 2003. She said that a special sub-committee was formed to address this issue and reach a compromise. The Committee again heard the proposal on September 23, 2003. The proposal, sponsored by Councillors Massie, Soards, and Schneider, amends the Revised Code concerning rate signs required at commercial parking facilities. Councillor McWhirter commended Councillor Cockrum, sub-committee chairman, for reaching a compromise that satisfied all parties. By a 7-0 vote, the Committee reported the

proposal to the Council with the recommendation that it do pass as amended. Councillor McWhirter moved, seconded by Councillor Cockrum, for adoption. Proposal No. 402, 2003, as amended, was adopted on the following roll call vote; viz:

29 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford
0 NAYS:

Proposal No. 402, 2003, as amended, was retitled GENERAL ORDINANCE NO. 86, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 86, 2003

A PROPOSAL FOR A GENERAL ORDINANCE amending Sec. 931-305 of the Revised Code concerning rate signs required at commercial parking facilities.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Sec. 931-305 of the "Revised Code of the Consolidated City and County" be, and is hereby, amended by deleting the stricken-through text and inserting the underlined text to read as follows:

Sec. 931-305. Rate signs required.

(a) At each commercial parking facility at which a fee is charged other than by parking meters, a permanent rate sign or signs that complies with the requirements of this section shall be maintained at a place which is visible from each entrance during hours of operation.

(b) A primary ~~Such~~ sign shall show, at a minimum, the following information:

(1) The rate charged for parking;

a. If the facility charges a flat rate for parking, collected at the time of entrance into the facility, the "all day" rate and the "first hour" rate in figures and lettering of equal size and not less than four (4) inches in height, the "flat rate charge" shall be displayed in figures not less than eight (8) inches in height; or

b. If the facility charges on the basis of the time elapsed from entrance into the facility until exit from the facility, the "hourly charge" for the first hour of parking and daily maximum rates shall be displayed in figures not less than six (6) inches in height.

(2) If the facility charges rates that vary from time to time or event to event such sign shall be changed to reflect the charges being made currently.

(c) A secondary sign is required:

(1) To be prominently displayed which identifies the towing company's name and telephone number in the event that wrongfully parked vehicles are towed, and

(2) For all facilities which charge an hourly rate displaying the rates and methods of calculation of the total charges in letters and figures not less than four (4) inches in height and placed so as to be easily read by motorist entering the facility.

(d) If the entrance to a parking facility is from a one-way street, only one primary sign is required, placed so as to be visible to approaching vehicles. If the entrance to a parking facility is from a street with two-way traffic, the signage must be visible to approaching vehicles from each direction.

(e) Any licensee, his agent or employee who charges a rate in excess of that posted at the time a vehicle entered the facility violates this section. The first violation in a twelve-month period shall be subject to admission of violation and payment of the designated civil penalty of \$100 through the ordinance violations bureau in accordance with chapter 103 of this Code. A second and subsequent

violations in a twelve-month period are subject to the enforcement procedures and penalties provided in section 103-3 of this Code.

(b) All signs required by this section shall comply with all other applicable zoning ordinances and restrictions.

SECTION 2. Section 103-52 of the "Revised Code of the Consolidated City and County," regarding civil penalties which may be paid through the ordinance violations bureau, hereby is amended by the addition of the language which is underlined, to read as follows:

Sec. 103-52. Schedule of Code provisions and penalties.

The following Code (or ordinance) provisions and their respective civil penalties are designated for enforcement through the ordinance violations bureau:

<i>Code Section</i>	<i>Subject Matter</i>	<i>Civil Penalty</i>
321-1	Swimming in unguarded waters - first offense in calendar year	50.00
361-108	Littering on premises of another	45.00
361-201	Vehicle losing its load - first offense in calendar year	50.00
391-302	Unlawful noise - first offense in calendar year	50.00
391-303	Noisy house - first offense in calendar year	50.00
407-103	Loitering - first offense in calendar year	50.00
431-108	Parking prohibited for street repairs and cleaning	12.50
431-314	Premises address violation - second offense in calendar year	25.00
431-602	Bicycles - second and subsequent violations regarding children under twelve	50.00
431-603	Unlawful operation of bicycle - first violation	50.00
441-108	Pedestrian violations	12.50
441-214	Parking when temporarily prohibited	12.50
441-318	Unlawful use of horn or sounding device	15.00
441-363	Unlawfully parked trailer	12.50
441-407	Display of unauthorized traffic controls	12.50
441-408	Interference with traffic control devices	12.50
441-503	Consumption or possession by operator of motor vehicle first offense in calendar year	50.00
441-504	Operating motor vehicle containing open alcoholic beverages first offense in calendar year	50.00
511-702	Open burning	50.00
531-102	Animal at large - first offense in twelve month period	50.00
611-403	Unlawful loading or unloading of private bus	12.50
611-501	Unlawful stopping of food vendor vehicle	12.50
611-502	Violation of noise restriction on food vendors	12.50
611-504	Failure of food vending vehicle to display required warnings	12.50
611-506	Unlawful vending from other than curb side of vending vehicle	12.50
621-106	Unlawful parking on sidewalk, in crosswalk, or adjacent yard	25.00
621-107	Unlawful parking in certain school areas	12.50
621-108	Unlawful manner of parking	12.50
621-109	No required lights on certain parked vehicles	12.50
621-110	Violation of handicapped parking restrictions	45.00
621-111	Unlawful parking in handicapped parking meter zone	45.00
621-112	Unloading perpendicular to curb without permit	12.50
621-113	Unlawful use of bus stops and taxicab stands	12.50
621-114	Unlawful use of passenger and loading zones	12.50
621-115	Unlawful parking adjacent to certain buildings	12.50
621-116	Unlawful parking for display for sale or advertising	12.50
621-117	Unlawful parking for more than six (6) hours	12.50
621-118	Unlawful parking of commercial vehicles at night	12.50
621-119	Unlawful parking in alleys or on certain narrow streets	12.50
621-120	Unlawful parking in designated special parking areas	12.50
621-121	Parking on certain streets where prohibited at all times	12.50
621-122	Stopping, standing or parking on streets where prohibited at all times	12.50
621-123	Parking on certain streets where prohibited at all times on certain days	12.50
621-124	Parking on certain streets when prohibited at certain times on certain days	12.50

621-125	Stopping, standing or parking during prohibited hours on certain days on certain streets. If between hours of 6:00 a.m.-9:00 a.m., 7:00 a.m.-9:00 a.m., 3:00 p.m.-6:00 p.m., 4:00 p.m.-6:00 p.m.	25.00
621-126	Parking longer than permitted on certain streets at certain times on certain days	12.50
621-203	Parking in excess of time permitted in parking meter zone	12.50
621-210	Parking in meter zone when temporarily prohibited	12.50
621-216	Overtime parking in metered parking space	12.50
621-306	Unlawful parking during snow emergency	25.00
621-404	Leaving taxicab unattended	12.50
621-405	Unlawful parking in certain mailbox zones	12.50
621-430(a)	Unlawful use of loading zone in Regional Center by non-eligible vehicle	25.00
621-430(b)	Unlawful use of loading zone in Regional Center - non-permitted use	25.00
621-430(c)	Unlawful use of loading zone in Regional Center in excess of posted time limits	25.00
621-430(d)	Unlawful obstructing traffic in the Regional Center	25.00
621-430(e)	Unlawful parking in alleys or on certain narrow streets in the Regional Center	25.00
621-501	Unlawful stopping, standing or parking near fire hydrant	45.00
621-502	Unlawful obstruction of fire lane	25.00
631-102	In park after hours-first offense in calendar year	50.00
631-109	Alcohol in park-first offense in calendar year	50.00
645-528	Skateboard or similar play device - first offense in calendar year	50.00
730-505	Civil zoning violations - first offense in calendar year	50.00
811-214	Alarm business failure to report monitoring information	100.00
811-311	First false alarm in calendar year after a year in which a warning was issued	25.00
811-311	Second false alarm in same calendar year as warning	25.00
811-311	Second false alarm in all other calendar years	50.00
811-311	Third false alarm in same calendar year as warning	50.00
811-311	Third false alarm in all other calendar years	75.00
811-311	Fourth false alarm in same calendar year as warning	75.00
811-311	Fourth false alarm in all other calendar years	100.00
Ch. 895	Horse-drawn carriage violation - first offense in twelve month period	100.00
Ch. 903	Pedal cab violation - first offense in twelve month period	100.00
<u>931-305</u>	<u>Excessive parking charge at commercial parking facility - first offense in twelve month period</u>	<u>100.00</u>
996-64	No monthly limousine certificate - first offense in twelve month period	25.00
996-77	No monthly taxicab certificate - first offense in twelve month period	25.00
996-123	Failure to maintain public vehicle for hire - first offense in twelve month period	25.00
996-124	Limousine or taxicab operator dress code violation - first offense in twelve month period	25.00
996-126	Failure to display licenses or fare schedule - first offense in twelve month period	25.00
996-138	Limousine or taxicab operator exceeding limitation on hours - first offense in twelve month period	25.00

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 484, 2003. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 484, 2003 on September 17, 2003. Prior to this meeting, a sub-committee was formed to address this issue more thoroughly. The proposal, sponsored by Councillors McWhirter, Boyd, Moriarty Adams, Talley, and Smith, clarifies the provisions that govern the licensure of adult entertainment businesses, and makes certain definitions consistent with those in the city's zoning ordinances. By a 9-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

Councillor Dowden said that each Councillor has a substitute version of the proposal before them this evening, which is the result of the sub-committee's efforts. He moved, seconded by Councillor Talley, to amend Proposal No. 484, 2003 as per the substitute version. Councillor Sanders asked what the significant differences were. Councillor Dowden said that there are some technical amendments, as well as an amendment concerning increased illumination inside adult businesses on page eight of the proposal. Councillor Talley said that Cathy Burton, president of Marion County Alliance of Neighborhood Associations, suggested this change. Proposal No. 484, 2003 was amended as per the substitute version by a unanimous voice vote.

Councillor Talley said that a situation with an establishment in his district precipitated this proposal and he thanked the sub-committee for their hard work and the Mayor for his initiatives in trying to improve the quality of life for citizens of Indianapolis.

Councillors Gibson and Bainbridge said that this proposal is good for communities and they support it.

Councillor Bradford said that he agrees with the ordinance and believes the City should be more pro-active with these types of issues. He said that he would like to see the sub-committee continue.

Councillor Boyd said that while this proposal is not a cure-all, it goes a long way toward addressing some major concerns and is a good first step.

Councillor Moriarty Adams commended Mayor Peterson for such initiatives and said that these types of proposals are vital to impacting crime statistics in the community. She added that this type of activity does not attract economic development and only reduces the quality of life for citizens.

Councillor Soards said that \$750,000 was a great price to pay for the violent video initiative and the legal fees associated with trying to uphold the Council's decision in court, only to lose. He said that he hopes this proposal is more legally sound and can withstand such scrutiny, and he supports it.

Councillor Talley said that whether the Council does the right or wrong thing, there is always the possibility they will be sued, but in doing the right thing, they ultimately cannot lose.

Councillor Dowden moved, seconded by Councillor Talley, for adoption. Proposal No. 484, 2003, as amended, was adopted on the following roll call vote; viz:

29 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford
0 NAYS:

Proposal No. 484, 2003, as amended, was retitled GENERAL ORDINANCE NO. 87, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 87, 2003

PROPOSAL FOR A GENERAL ORDINANCE to amend the Revised Code by clarifying the provisions that govern the licensure of adult entertainment businesses, and to make certain definitions consistent with those in the city's zoning ordinances.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Chapter 807 of the "Revised Code of the Consolidated City and County," regarding adult entertainment businesses, hereby is amended by the deletion of the language that is stricken-through, and by the addition of the language that is underscored, to read as follows:

Chapter 807

ADULT ENTERTAINMENT ESTABLISHMENTS BUSINESSES

ARTICLE I. PURPOSE, FINDINGS, AND DEFINITIONS

Sec. 807-101. Statement of purpose.

It is the purpose of this chapter to regulate adult entertainment businesses and related activities, to promote the health, safety, morals, and general welfare of the citizens of Marion County, and to establish reasonable and uniform provisions to prevent the deleterious effects of adult entertainment businesses within Marion County. The provisions of this chapter have neither the purpose nor effect of imposing a limitation or restriction on the content of any communicative materials, including sexually oriented materials. Similarly, it is not the intent nor effect of this chapter to restrict or deny access by the distributors and exhibitors of sexually oriented entertainment to their intended market. Further, it is not the intent nor effect of this chapter to condone or legitimize the distribution of obscene materials. It is not the intent nor effect of this chapter to limit or restrict the lawful activities permitted under Indiana Code 7.1.

Sec. 807-102. Findings.

Based on evidence concerning the adverse secondary effects of adult entertainment businesses on the community presented in hearing(s) and in reports made available to the City-County Council, and on findings incorporated in the cases of City of Renton v. Playtime Theatres, Inc., 475 U.S.41 (1986), Young v. American Mini Theatres, 426 U.S.50 (1976), Barnes v. Glen Theatre, Inc., 501 U.S.560 (1991), Arcara v. Cloud Books, Inc., 478 U.S.697 (1986), California v. LaRue, 409 U.S.109 (1972), Iacobucci v. City of Newport, KY, 479 U.S.92 (1986), United States v. O'Brien, 391 U.S.367 (1968), City of Erie v. Pap's A.M., 120 S.Ct. 1382 (2000), City of Los Angeles v. Alameda Books, Inc., 122 S.Ct. 1728 (2002), Broadway Books, Inc. v. Roberts, 642 F. Supp. 486 (E.D. Tenn. 1986), DLS, Inc. v. City of Chattanooga, 107F.3d403 (6th Cir. 1997), Pleasureland Museum, Inc. v. Beutter, 2002 WL 818791 (7th Cir. 2002), Kev, Inc. v. Kitsap County, 793F.2d1053 (9th Cir. 1986), Hang On, Inc. v. City of Arlington, 65F.2d1248 (5th Cir. 1995), South Florida Free Beaches, Inc. v. City of Miami, 734F.2d608 (11th Cir. 1984), and Mitchell et al v. Commission on Adult Entertainment Establishments of the State of Delaware et al, 10F.3d123 (3rd Cir. 1993), Ellwest Stereo Theatre, Inc. v. Boner, 718 F. Supp. 1553 (M.D. Tenn. 1989), City of Lincoln Nebraska v. ABC Books, Inc., 470 N.W. 2d 760 (Neb. 1991), Berg v. Health & Hosp. Corp. of Marion County, 865 F.2d 797 (7th Cir. 1989), Shultz v. Cumberland, 228 F.3d 831 (7th Cir. 2000), as well as studies conducted in communities including, but not limited to Indianapolis, Indiana; Phoenix, Arizona; Minneapolis, Minnesota; Houston, Texas; Amarillo, Texas; Garden Grove, California; Los Angeles, California; Whittier, California; Austin, Texas; Seattle, Washington; Oklahoma City, Oklahoma; Cleveland, Ohio; and Beaumont, Texas; findings reported in the Final Report of the Attorney General's Commission on Pornography (1986), the Report of the Attorney General's Working Group On the Regulation of Sexually Oriented Businesses (June 6, 1989, State of Minnesota); and statistics of the U.S. Department of Health and Human Services, Centers for Disease Control and Prevention, the city-county council finds:

- (1) Adult entertainment businesses lend themselves to ancillary unlawful and unhealthy activities that are presently insufficiently controlled by the operators of the establishments;
- (2) Crime statistics show that all types of crimes, especially sex-related crimes, occur with more frequency in neighborhoods where adult entertainment businesses are located;
- (3) Sexual acts, including masturbation, oral sex and anal sex, occur at adult entertainment businesses, especially those which provide booths or cubicles for viewing films, videos, or live sex shows;
- (4) Acts of prostitution commonly occur at adult entertainment businesses;
- (5) Persons frequent certain adult theaters and other adult entertainment businesses for the purpose of engaging in sex within the premises;
- (6) At least fifty (50) communicable diseases may be spread by activities that occur in adult entertainment businesses, including, but not limited to, syphilis, gonorrhea, human immunodeficiency virus infection (HIV-AIDS), genital herpes, hepatitis B, Non A, salmonella infections and shigella infections;

- (7) In the four (4) years preceding the effective date of this ordinance, the city experienced an outbreak of primary and secondary (infectious) syphilis, yielding the highest and second highest annual case rates of any city and county in the United States;
- (8) Prostitution, sexual assaults and other criminal activity occur at adult entertainment businesses;
- (9) Prostitution is connected to the spread of sexually transmitted diseases;
- (10) Adult entertainment businesses have operational characteristics which should be reasonably regulated in order to protect those substantial governmental concerns; and,
- (11) The general welfare, health, morals and safety of the citizens of the city will be promoted by the enactment of this chapter.

Sec. 807-1103. Adult bookstore.

As used in this chapter, adult bookstore means and includes A~~n~~ establishment having as ~~a~~ preponderance at least twenty-five percent (25%) of its:

- (1) Retail floor space used for the display of adult products; or
- (2) s~~Stock in trade consisting of adult products; or~~
- (3) ~~its dollar volume in trade; Weekly revenue derived from adult products.~~

For purposes of this definition, the phrase adult products means books, magazines, periodicals or other printed matter, or photographs, films, motion pictures, video cassettes, slides, tapes, records or other forms of visual or audio representations which are distinguished or characterized by their emphasis on matter depicting, describing or relating to specified sexual activities or specified anatomical areas. For purposes of this definition, the phrase adult products also means a device designed or marketed as useful primarily for the stimulation of human genital organs, or for sadomasochistic use or abuse. Such devices shall include, but are not limited to, phallic shaped vibrators, dildos, muzzles, whips, chains, bather restraints, racks, non-medical enema kits, body piercing implements (excluding earrings or other decorative jewelry) or other tools of sado-masochistic abuse.

Sec. 807-2104. Adult cabaret.

As used in this chapter, adult cabaret means and includes A~~a~~ nightclub, bar, theater, restaurant or similar establishment ~~which frequently~~ that regularly features:

- (1) I~~Live~~ performances by topless or bottomless dancers, go-go dancers, exotic dancers, strippers, or similar entertainers, where such performances are distinguished or characterized by an emphasis on specified sexual activities or by exposure of specified anatomical areas;
- (2) ~~or which regularly feature f~~Films, motion pictures, video cassettes, slides or other photographic reproductions which are distinguished or characterized by an emphasis upon the depiction or description of specified sexual activities or specified anatomical areas for observation by patrons;
- (3) Persons who appear in a state of nudity or semi-nudity; or
- (4) Persons who engage in erotic dancing or performances that are intended for the sexual interests or titillation of an audience or customer.

Sec. 807-3105. Adult drive-in theater.

As used in this chapter, adult drive-in theater means and includes A~~n~~ open lot or part thereof, with appurtenant facilities, devoted primarily to the presentation of motion pictures, films, theatrical productions, and other forms of visual productions, for any form of consideration, to persons in motor vehicles or on outdoor seats in which a preponderance of the total presentation time is devoted to the showing of materials distinguished or characterized by an emphasis on matter depicting, describing or relating to specified sexual activities or specified anatomical areas for observation by patrons.

Sec. 807-4106. Adult entertainment business.

As used in this chapter, adult entertainment business means and includes Aan adult bookstore, adult motion picture theater, adult mini motion picture theater, adult motion picture arcade, adult cabaret, adult drive-in theater, adult live entertainment arcade, adult motel, or adult services establishment, which is not operating under a valid Indiana Alcoholic Beverage Commission permit for retail sales of wine, beer or liquor for on-premises consumption.

Sec. 807-5107. Adult live entertainment arcade.

As used in this chapter, adult live entertainment arcade means and includes Aany building or structure which contains or is used for commercial entertainment where the patron directly or indirectly is charged a fee to view from an enclosed or screened area or booth a series of live dance routines, strip performances or other gyrational choreography, which performances are distinguished or characterized by an emphasis on specified sexual activities or by exposure of specified anatomical areas.

Sec. 807-6108. Adult mini motion picture theater.

As used in this chapter, adult mini motion picture theater means and includes Aan enclosed building with a capacity of more than five (5) but less than fifty (50) persons, used for presenting films, motion pictures, video cassettes, slides or similar photographic reproductions in which a preponderance of the total presentation time is devoted to the showing of materials which are distinguished or characterized by an emphasis on matter depicting, describing, or relating to specified sexual activities or specified anatomical areas for observation by patrons therein.

Sec. 807-7109. Adult motel.

As used in this chapter, adult motel means and includes Aa hotel, motel or similar establishment offering public accommodations for any form of consideration ~~which that offers a sleeping room for rent for a period of time that is less than ten (10) hours or allows a tenant or occupant of a sleeping room to sub-rent the room for a period of time that is less than ten (10) hours, and that~~ provides patrons, upon request, with closed-circuit television transmissions, films, motion pictures, video cassettes, slides or other photographic reproductions which are distinguished or characterized by an emphasis upon the depiction or description of specified sexual activities or specified anatomical areas.

Sec. 807-8110. Adult motion picture arcade.

As used in this chapter, adult motion picture arcade means and includes Aany place to which the public is permitted or invited wherein coin or slug-operated or electronically, electrically or mechanically controlled still or motion picture machines, projectors or other image-producing devices are maintained to show images to five (5) or fewer persons per machine at any one (1) time, and where the images so displayed are distinguished or characterized by an emphasis on matter depicting or describing specified sexual activities or specified anatomical areas.

Sec. 807-9111. Adult motion picture theater.

As used in this chapter, adult motion picture theater means and includes Aan enclosed building with a capacity of fifty (50) or more persons used for presenting films, motion pictures, video cassettes, slides or similar photographic reproductions in which a preponderance of the total presentation time is devoted to showing of materials which are distinguished or characterized by an emphasis on matter depicting, describing or relating to specified sexual activities or specified anatomical areas for observation by patrons therein.

Sec. 807-10112. Adult service establishment.

As used in this chapter, adult service establishment means and includes Aany building, premises, structure or other facility, or any part thereof, under common ownership or control which provides a preponderance of services involving specified sexual activities or display of specified anatomical areas.

Sec. 807-113. Nudity or state of nudity.

As used in this chapter, nudity or state of nudity means and includes the appearance of a human bare buttock, anus, anal cleft or cleavage, pubic area, male genitals, female genital, or vulva, with less than a fully opaque covering or a female breast with less than a fully opaque covering of any part of the nipple, or human male genitals in a discernibly turgid state even if completely and opaquely covered.

Sec. 807-114. Semi-nude or semi-nudity.

As used in this chapter, semi-nude or semi-nudity means and includes a state of dress in which clothing covers no more than the genitals, pubic region, and areola of the female breast, as well as portions of the body covered by supporting straps or devices.

Sec. 807-~~11~~115. Specified anatomical areas.

As used in this chapter, specified anatomical areas means and includes ~~Any~~ of the following:

- (1) Less than completely and opaquely covered human genitals, pubic region, buttocks, anus or female breasts below a point immediately above the top of the areolae; or
- (2) Human male genitals in a discernible turgid state, even if completely and opaquely covered.

Sec. 807-~~12~~116. Specified sexual activities.

As used in this chapter, specified sexual activities means and includes ~~Any~~ of the following:

- (1) Human genitals in a state of sexual stimulation or arousal;
- (2) Acts of human masturbation, sexual intercourse or sodomy;
- (3) Fondling or other erotic touching of human genitals, pubic regions, buttocks or female breasts;
- (4) Flagellation or torture in the context of a sexual relationship;
- (5) Masochism, erotic or sexually oriented torture, beating or the infliction of pain;
- (6) Erotic touching, fondling or other such contact with an animal by a human being; or
- (7) Human excretion, urination, menstruation, vaginal or anal irrigation as part of or in connection with any of the activities set forth in (1) through (6) above.

ARTICLE II. LICENSURE

Sec. 807-201. Applicability.

The following sections of this Code shall have no application to a license applied for or issued under this chapter: subsection (5) of section 801-201; section 801-202; subsection (b) of section 801-207; section 801-303; and, sections 801-412 through 801-415, inclusive.

Sec. 807-~~21~~202. License required.

(a) It shall be unlawful for any person to maintain or operate an adult entertainment business in the city without first obtaining a license therefor from the controller.

(b) A license granted pursuant to this section shall be subject to annual renewal upon the written application of the applicant and a finding by the city that the applicant is in compliance with all of the provisions of this chapter. The renewal of the license shall be subject to the payment of the fee as set forth in Section 807-203 of the Code.

Sec. 807-~~22~~203. License fee.

The annual license fee shall be for the period of January first to December thirty-first and shall be seventy-five dollars (\$75.00) for each business location, each stage, each motion picture or video screen, each closed circuit television and each motion picture or video screen, projector or other image-producing device. The maximum amount to be charged under this section for each business location shall be three thousand dollars (\$3,000.00).

Sec. 807-23204. Application for license.

(a) All applications for licenses shall be made to the controller. The application for a license required by this article shall ~~state, under oath,~~ include the following information:

- (1) Name and business address of the applicant;
- (2) The name and address of the business;
- (3) Telephone number of the applicant;
- (4) The state of incorporation (where applicable);
- (5) The names of partners or corporate officers ~~and their home addresses~~ (where applicable);
- (6) ~~The names of all creditors of the applicant;~~
- (7) ~~The resident~~ registered agent, his or her address, and the principal office of the corporation (where applicable);
- (8) ~~The~~ length of time the business has been in Indianapolis;
- (9) ~~Any previous location or location change of the business within two (2) years;~~
- (10) ~~The applicant's citizenship;~~
- (11) ~~Whether or not the applicant or any partner or corporate officer for the applicant business has ever been denied a license, had a license revoked or suspended;~~
- (12) ~~Whether or not the applicant or any partner or corporate officer of the applicant business has been arrested or convicted of a felony, misdemeanor or ordinance violation other than a minor traffic charge;~~
- (13) ~~Whether all city, county and state taxes have been paid;~~
- (14) ~~The seating capacity of the establishment; and~~
- (15) ~~The number of business locations, stages, motion picture or video screens, closed circuit televisions and motion picture or video screens, projectors or other image-producing devices.~~

(b) The application shall be signed and sworn to be true and correct by the applicant.

(c) Where a person seeks a license to operate an adult entertainment business, the applicant may begin operating the facility forty-five (45) days after submitting a completed application, even in those instances when the controller denies the request to issue a license, except as otherwise set forth in this paragraph. The controller shall have forty-five (45) days in which to determine whether to issue a license. If the controller fails to act by either granting or denying the license within forty-five (45) days, the license shall be granted by operation of law. If the controller denies the request to issue a license, the controller shall issue a conditional license to operate if a timely petition for judicial review is filed within ten (10) days of receipt of notice of the controller's decision. Such a conditional license shall operate in all respects as a license until judicial review is completed by a trial court of competent jurisdiction. A conditional license shall not permit the applicant to operate in violation of any other ordinance or law. In particular, the applicant shall not operate in violation of any zoning requirement set forth in section 732-216 of the Code.

(d) During the term of a license under this chapter, a licensee shall provide the controller with written notice of any additions or changes in the information given in the license application.

~~Sec. 807-24. Investigation.~~

~~Within thirty (30) days after receiving the application, the city license administrator shall notify the applicant that the application is granted or recommended for denial to the city controller, or held for further investigation. Such further investigation shall not exceed an additional thirty (30) days unless there are extenuating circumstances, in which case the controller shall give written notice of the extenuating circumstances to the applicant. The controller shall advise the applicant in writing after the extenuating~~

~~circumstances have been satisfied, whether the application is granted or recommended to the city controller for denial.~~

Sec. 807-25205. Grounds for denial.

An application for a license or for renewal of a license under this chapter may be denied if the applicant:

- ~~(1) Where applicable, is not a corporation organized by law or authorized and qualified to do business in the state;~~
- ~~(2) Knowingly permits any illegal conduct or practice to take place on his premises or in the conduct of this business; or~~
- ~~(3) Fails to certify by affidavit that the business premises will not be used for illegal purposes;~~
- ~~(4) Has previously evaded the licensing provisions of this Revised Code.~~
- (2) Has not fully paid the license fee;
- (3) Is delinquent to the city, county or state for any taxes, or is indebted to the city, county or state for any other reason unless the delinquency or indebtedness is the subject of pending litigation; or
- (4) Has failed to provide all information required by this article or has falsely provided such information.

Sec. 807-26206. Grounds for suspension or revocation; controller's hearing.

(a) A license granted under this article may be suspended or revoked for any reason an application for renewal may be denied under section 807-205 of this Code, or if the licensee:

- (1) Conducts the business or maintains the premises in such a manner as to create a nuisance to the public;
- (2) Knowingly permits any illegal conduct or practice to take place on the business premises or in the conduct of the business; or
- (3) Violates the premises requirements or operational requirements provided in section 807-28301 or section 807-29302 of this Revised Code.

(b) A suspension or revocation of a license under this chapter shall not be made without first holding a controller's hearing under the procedures provided in Chapter 801, Article IV, Division 2 of this Code.

Sec. 807-207. Judicial review of denial, suspension or revocation.

(a) A denial of an application for a license or for renewal of a license under this chapter shall not be subject to administrative review under the procedures provided in Chapter 801, Article IV, Divisions 2 and 3 of this Code, but in the alternative may be appealed to the Marion Superior Court.

(b) A suspension or revocation of a license under this chapter shall not be subject to administrative review under the procedures provided in Chapter 801, Article IV, Division 3 of this Code, but in the alternative may be appealed to the Marion Superior Court.

(c) The appeal of a denial, suspension or revocation under this chapter shall be subject to the same rules and procedures, and shall be conducted in the same manner, as prescribed for judicial review under Indiana Code Chapter 4-21.5-5, as the same shall be amended from time to time; provided, however, that notwithstanding the provisions of those statutes, the following requirements apply to a petition for judicial review filed under this chapter:

- (1) The petition must be filed within ten (10) days of the issuance of the controller's decision; and
- (2) Within fourteen (14) days from the date the city was served with the petition, the controller shall prepare the city's record for the petitioner to transmit to the court.

ARTICLE III. REGULATIONS

Sec. 807-27301. ~~Adult live entertainment arcade~~ Premises requirements.

(a) It shall be unlawful to own or operate an adult live entertainment arcade which has individual booths, unless the booth meets the following business that is not in compliance with the requirements stated in this section, provided that adult entertainment businesses in operation on the effective date of this ordinance shall have sixty (60) days from such effective date to come into compliance with subsections (b) through (h) of this section.

(b) Upon application for an adult entertainment business license or a renewal of such a license, the application shall be accompanied by a diagram of the premises showing a plan thereof specifying the location of one or more manager's stations and the location of all overhead lighting fixtures and designating any portion of the premises in which patrons will not be permitted. A manager's station may not exceed thirty-two (32) square feet of floor area. The diagram shall also designate the place at which the license will be conspicuously posted, if granted. A professionally prepared diagram in the nature of an engineer's or architect's blueprint shall not be required; however, each diagram should be oriented to the north or to some designated street or object and should be drawn to a designated scale or with marked dimensions sufficient to show the various internal dimensions of all areas of the interior of the premises to an accuracy of plus or minus six (6) inches. The controller may waive the foregoing diagram for renewal applications if the applicant adopts a diagram that was previously submitted and certifies that the configuration of the premises has not been altered since the diagram was prepared.

(c) No alteration in the configuration or location of a manager's station may be made without the prior approval of the controller.

(d) Restrooms may not contain video reproduction equipment.

(e) It shall be the duty of the owners and operator, and it shall also be the duty of any agents and employees present in the premises, to ensure that no patron is permitted access to any area of the premises that has been designated as an area in which patrons will not be permitted in the application filed pursuant to subsection (b) of this section.

(f) Except for those premises identified in sections 807-105, 807-108, 807-109, and 807-111 of the Code and those premises identified in subsection (h) of this section, the premises shall be equipped with overhead lighting fixtures of sufficient intensity to illuminate every place to which patrons are permitted access at an illumination of not less than ten (10) foot candles as measured at the floor level. It shall be the duty of the owners and operator, and it shall also be the duty of any agents and employees present in the premises, to ensure that the illumination described in this subsection is maintained at all times that any patron is present in the premises.

(g) All locational requirements of this section must be approved or denied by the controller within forty-five (45) days from the time the application is filed.

(h) With respect to an adult entertainment business that has individual booths:

(1) Each booth shall have a rectangular shaped entranceway of not less than two (2) feet wide and six (6) feet high;

(2) There shall be no door, curtain or other obstruction blocking or closing off such entranceway so as to obstruct the visibility of a patron twenty-four (24) inches from the floor of the booth;

(3) It is the duty of the owners and operator of the premises to ensure that at least one employee is on duty and situated in each manager's station at all times that any patron is present inside the premises;

(4) The interior of the premises shall be configured in such a manner that there is an unobstructed view from a manager's station of every area of the premises to which any patron is permitted access for any purpose, excluding restrooms. If the premises has two (2) or more manager's stations designated, then the interior of the premises shall be configured in such a manner that there is an unobstructed view of each area of the premises to which any patron is permitted access for any purpose, excluding restrooms, from at least one of the manager's stations. The view required in this subsection must be by direct line of sight from the manager's station. Viewing booths must be separated at least twelve (12) inches from the exterior walls of any other viewing booths by open space; and

- (5) The premises shall be equipped with overhead lighting fixtures of sufficient intensity to illuminate every place to which patrons are permitted access at an illumination of not less than ten (10) foot candles as measured at the floor level. However, if a lesser level of illumination shall be necessary to enable a patron to view the adult entertainment in a booth, a lesser amount of illumination may be maintained in the booth, provided, however, at no time shall there be less than two (2) foot candles of illumination, as measured from the floor. It shall be the duty of the owners and operator, and it shall also be the duty of any agents and employees present in the premises to ensure that the illumination described in this subsection is maintained at all times that any patron is present in the premises.
- ~~(b) It shall be unlawful for a patron to be present in a booth in an adult entertainment arcade unless this patron is visible from twenty-four (24) inches from the floor of the booth.~~
- ~~(c) It shall be unlawful for any owner to use or allow to be used a booth in an adult live entertainment arcade which does not meet the requirements as set out in subsection (a).~~
- ~~(d) In addition to such other penalties as are provided in this Revised Code, violation of this section shall be sufficient grounds for revocation of a license held under this article.~~
- (i) A person having a duty under subsections (b) through (h) of this section commits a violation if he or she knowingly fails to fulfill that duty.

Sec. 807-28302. Operational requirements.

- (a) It shall be unlawful to own or operate an adult entertainment business that is not in compliance with the requirements stated in this section.
- ~~(ab) An adult entertainment establishment business shall be kept in a sanitary condition at all times. As a condition of licensure under this chapter, the controller or controller's designee shall have the right to enter any licensed premises at any time during business hours without notice to insure compliance with this chapter, and it shall be unlawful for a person to prevent or deny any such entry. The controller shall have the power to determine if such establishment business is in a sanitary condition. For such purpose, the controller shall have, upon demand, the assistance of the administrator of the division of compliance of the department of metropolitan development, and the Health and Hospital Corporation of Marion County. If the controller shall determine, after investigation by the division of development services or the Health and Hospital Corporation of Marion County, that an unsanitary condition exists within an adult entertainment establishment business, the controller shall suspend the establishment license for such premises until such unsanitary condition is rectified.~~
- ~~(b) No licensee under this article, or his employee, shall permit persons to congregate in a disturbing manner within such licensed establishment or on parking areas or other property immediately adjacent to or normally used for purposes of parking for the establishment, which property is under the control of the establishment owner or owners or their lessee or lessor. A violation of this provision shall be sufficient grounds for the revocation of the license by the controller.~~
- ~~(c) No licensee under this article, or his employee, shall violate any state statute or city ordinance, or allow any other person to commit such a violation, within such establishment business or on parking areas or other property immediately adjacent to or normally used for purposes of parking for such establishment business, which property is under the control of the establishment business owner or owners or their lessee or lessor. A violation of this provision shall be sufficient grounds for the revocation of the license by the controller.~~
- (d) Adult entertainment businesses shall not be open between the hours of midnight and 10:00 a.m. and shall not be open on Sundays.

ARTICLE IV. SEVERABILITY

Sec. 807-401. Severability.

In the event any section, subsection, clause, phrase or portion of this chapter is for any reason held illegal, invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remainder of this chapter. It is the legislative intent of the council that this chapter would have been adopted if such illegal provision had not been included or any illegal application had not been made.

SECTION 2. The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 3. This ordinance shall be in effect from and after its passage by the Council and compliance with Ind. Code § 36-3-4-14.

Councillor Bainbridge stated that he postponed Proposal No. 533, 2003 to the wrong date, not realizing the Committee had another hearing in October. He moved, seconded by Councillor McWhirter, to reconsider the vote to postpone Proposal No. 533, 2003. The motion carried by a unanimous voice vote.

PROPOSAL NO. 533, 2003. The proposal, sponsored by Councillors Bainbridge and Moriarty Adams, approves an increase of \$125,000 in the 2003 Budget of the Department of Public Works, Engineering Division (Non-Lapsing Federal Grants Fund) to complete a scoping report for a proposed Downtown Cultural Trail, financed by a Federal Highway Administration Transportation Enhancement grant. Councillor Bainbridge moved, seconded by Councillor Moriarty Adams, to postpone Proposal No. 533, 2003 until October 27, 2003. Proposal No. 533, 2003 was postponed by a unanimous voice vote.

Councillor McWhirter reported that the Administration and Finance Committee heard Proposal Nos. 512 and 513, 2003 on September 23, 2003. She asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 512, 2003. The proposal, sponsored by Councillors McWhirter and Nytes, approves a public purpose grant in the amount of \$50,000 to Indiana University for the purpose of financing educational access programming on the educational access channels of the franchised cable systems in Marion County. PROPOSAL NO. 513, 2003. The proposal, sponsored by Councillors McWhirter and Nytes, approves a public purpose grant to Indiana University in the amount of \$100,000 for the purpose of enabling the Educational Television Cooperative (ETC) to purchase equipment for the expansion of the ETC playback site that provides programming on the educational access channels of the franchised cable systems in Marion County. By unanimous votes, the Committee reported the proposals to the Council with the recommendation that they do pass.

Councillor Schneider asked where these grant dollars come from. Councillor Nytes said that there are no tax dollars involved and the grants are funded through cable franchise fees laid out in the contracts with the City's cable providers.

Councillor McWhirter moved, seconded by Councillor Nytes, for adoption. Proposal Nos. 512 and 513, 2003 were adopted on the following roll call vote; viz:

27 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Talley, Tilford
0 NAYS:
2 NOT VOTING: Smith, Soards

Proposal No. 512, 2003 was retitled SPECIAL RESOLUTION NO. 65, 2003, and reads as follows:

October 6, 2003

CITY-COUNTY SPECIAL RESOLUTION NO. 65, 2003

A SPECIAL RESOLUTION approving of a public purpose grant in the amount of \$50,000 to Indiana University for the purpose of financing educational access programming on the educational access channels of the franchised cable systems in Marion County, Indiana.

WHEREAS, the Cable Franchise Board for the Consolidated City of Indianapolis and Marion County proposes to authorize a public purpose grant in the amount of \$50,000 to Indiana University for the purpose of financing educational access programming over the educational access channels of the two franchise cable television systems within Marion County, Indiana, (the Grant); and

WHEREAS, Section 181-703 of the Code of the Indianapolis and Marion County, Indiana, requires that all public purpose grants shall be subject to appropriation by the City-County Council, and the Grant was appropriated by City-County Fiscal Ordinance No. 99, 2002 Annual Budget and Tax Levies for the Consolidated City of Indianapolis and for Marion County, Indiana; and

WHEREAS, Section 4.01(c) of City-County Fiscal Ordinance No. 99, 2002, Annual Budget and Tax Levies for the Consolidated City of Indianapolis and for Marion County, Indiana, requires that sums appropriated therein for public purpose grants shall not be spent until the City-County Council of the City of Indianapolis and of Marion County, Indiana, approves the amount and identity of the recipient of each grant; and

WHEREAS, the Council now finds that the Grant should be approved; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Grant in the amount of \$50,000 to Indiana University is hereby approved. No grant funds shall be used in whole or in part to fund any program which endorses a political candidate or which attempts to promote or influence legislation.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 513, 2003 was retitled SPECIAL RESOLUTION NO. 66, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 66, 2003

A SPECIAL RESOLUTION approving a public purpose grant to Indiana University in the amount of \$100,000.00 for the purpose of enabling the Educational Television Cooperative (ETC) to purchase equipment for the expansion of the ETC playback site that provides programming on the educational access channels of the franchised cable systems in Marion County, Indiana.

WHEREAS, both of the cable television operators holding nonexclusive franchises to provide cable services within the Consolidated City (City) are required by the terms of their franchise agreements to contribute certain amounts to provide for the capital costs of Public, Educational, or Governmental Access Facilities (PEG Facilities); and

WHEREAS, the Office of the City Controller holds such amounts in the Cable Franchise PEG Grants Fund (Fund), and the Indianapolis-Marion County Cable Franchise Board (Board) recommends Fund expenditures, which are authorized by the City-County Council (Council) as public purpose grants; and

WHEREAS, on August, the Board approved Indiana University's request for \$100,000 from the Fund to purchase equipment to be used by Indiana University, in cooperation with the Educational Television Cooperative (ETC), a voluntary consortium of area school districts, colleges, and universities, to facilitate playback of programming on the educational access channels of the franchised cable systems in Marion County, Indiana; and

WHEREAS, pursuant to the Board's recommendation, the Council proposes to authorize a public purpose grant in the amount of \$100,000 to Indiana University for the purpose of purchasing equipment to be used to automate playback of programming on the educational access channels of the franchised cable systems in Marion County, Indiana (the Grant); and

WHEREAS, Section 181-703 of the Code of Indianapolis and Marion County, Indiana, requires that all public purpose grants shall be subject to appropriation by the Council; and

WHEREAS, the Council now finds that the Grant should be approved; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Grant in the amount of \$100,000 to Indiana University for the purpose of purchasing equipment to be used to automate playback of programming on the educational access channels of the franchised cable systems in Marion County, Indiana, is hereby approved. A list of the equipment authorized for purchase will be kept in the City-County Council's permanent files and available for public inspection.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 520 and 528, 2003 on September 17, 2003. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 520, 2003. The proposal, sponsored by Councillors Dowden, Moriarty Adams, and Talley, approves a transfer of \$2,800 in the 2003 Budget of the County Sheriff (State and Federal Grants Fund) to pay unexpected expenses. PROPOSAL NO. 528, 2003. The proposal, sponsored by Councillor Dowden, approves a transfer of \$973,536 from the 2003 Budgets of the County Sheriff and the Marion County Justice Agency (County General Fund) to the 2003 Budgets of the County Auditor, Marion Superior Court, County Prosecutor, Marion County Public Defender, Clerk of the Circuit Court, County Sheriff, and the Marion County Justice Agency to pay the expenses for the Arrestee Processing Center. By unanimous votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Dowden moved, seconded by Councillor Moriarty Adams, for adoption. Proposal Nos. 520 and 528, 2003 were adopted on the following roll call vote; viz:

27 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Talley, Tilford
0 NAYS:
2 NOT VOTING: Smith, Soards

Proposal No. 520, 2003 was retitled FISCAL ORDINANCE NO. 135, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 135, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No.97, 2002) transferring and appropriating an additional Two Thousand Eight Hundred Dollars (\$2,800) in the State and Federal Grants Fund for purposes of the County Sheriff and reducing certain other appropriations from that agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.(f) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Sheriff to pay unexpected expenses.

SECTION 2. The sum of Two Thousand Eight Hundred Dollars (\$2,800) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>COUNTY SHERIFF</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
3 Other Services and Charges	2,800
TOTAL INCREASE	2,800

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>COUNTY SHERIFF</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services	1,700
4. Capital Outlay	1,100
TOTAL DECREASE	2,800

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 528, 2003 was retitled FISCAL ORDINANCE NO. 136, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 136, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) transferring and appropriating an additional Nine Hundred Seventy Three Thousand Five Hundred Thirty Six Dollars (\$973,536) in the County General Fund for purposes of the County Sheriff, Marion County Justice Agency, Marion Superior Court, County Prosecutor, Marion County Public Defender, Marion County Clerk, and County Auditor and reducing certain other appropriations from the County Sheriff and the Marion County Justice Agency,

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.(f) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Sheriff, Marion County Justice Agency, Marion Superior Court, County Prosecutor, Marion County Public Defender, Marion County Clerk, and County Auditor to pay the expenses relating to the Arrestee Processing Center.

SECTION 2. The sum of Nine Hundred Seventy-three Thousand Five Hundred Thirty-six Dollars (\$973,536) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services – fringes	239,922
3. Other Services and Charges	257,766
 <u>MARION SUPERIOR COURT</u>	
1. Personal Services	222,000
2. Supplies	2,500
3. Other Services and Charges	9,000
 <u>COUNTY PROSECUTOR</u>	
1. Personal Services	93,000
2. Supplies	1,800
 <u>MARION COUNTY PUBLIC DEFENDER</u>	
1. Personal Services	93,000
2. Supplies	1,800
 <u>CLERK OF THE CIRCUIT COURT</u>	
1. Personal Services	29,500
2. Supplies	1,200

COUNTY SHERIFF

4. Capital Outlay 21,248

MARION COUNTY JUSTICE AGENCY

2. Supplies 800

TOTAL INCREASE 973,536

SECTION 4. The said increased appropriation is funded by the following reductions:

COUNTY SHERIFF

1. Personal Services

2. Supplies

3. Other Services and Charges

COUNTY GENERAL FUND

859,935

20,955

56,646

MARION COUNTY JUSTICE AGENCY

1. Personal Services

36000

TOTAL REDUCTION 973,536

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 556, 2003. Councilor McWhirter reported that the Administration and Finance Committee heard Proposal No. 556, 2003 on September 23, 2003. The proposal, sponsored by Councillor Dowden, determines the need to lease approximately 17,000 square feet of office space at 3806 S. Madison Avenue for the Southside Community Office of the Marion Superior Court Probation Department, Adult Services Division. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Bradford asked if the money is in the budget to cover this lease. Councillor McWhirter said that it is.

Councillor McWhirter moved, seconded by Councillor Nytes, for adoption. Proposal No. 556, 2003 was adopted on the following roll call vote; viz:

27 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Talley, Tilford

0 NAYS:

2 NOT VOTING: Smith, Soards

Proposal No. 556, 2003 was retitled SPECIAL RESOLUTION NO. 67, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 67, 2003

PROPOSAL FOR A SPECIAL RESOLUTION determining the need to lease approximately 17,000 square feet of office space at 3806 S. Madison Avenue, Indianapolis, Indiana for the Southside Community Office of the Marion Superior Court Probation Department, Adult Services Division.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council, pursuant to IC 36-1-10-7, has investigated the conditions requiring the subject lease and hereby determines the lease of office space for the use of the Southside Community Office of the Marion Superior Court Probation Department, Adult Services Division, is necessary.

October 6, 2003

SECTION 2. The property to be leased is located at 3806 S. Madison Avenue, Indianapolis, Indiana, and is owned by FAD Properties, LLC, which in turn is owned by Fred Dorsey.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

POLICE SPECIAL SERVICE DISTRICT SPECIAL ORDERS - PUBLIC HEARING

President Borst convened the Police Special Service District Council.

PROPOSAL NO. 518, 2003. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 518, 2003 on September 17, 2003. The proposal, sponsored by Councillors Dowden, Moriarty Adams, and Talley, approves a transfer totaling \$426,514 in the 2003 Budget of the Department of Public Safety, Police Division (Non-Lapsing Federal Grants Fund, Police General Fund, and Federal Grants Fund) to fund various projects (officer overtime for highway safety projects, customs overtime for airport drug security, PAL/Youth supplies, cultural and sporting events fees, Domestic Violence supplies, training, and computer equipment, Weed and Seed program supplies, training, equipment, a contractual research analyst, equipment, and South District terrorist training). By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

President Borst called for public testimony at 8:44 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Talley, for adoption. Proposal No. 518, 2003 was adopted on the following roll call vote; viz:

26 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Talley, Tilford

0 NAYS:

3 NOT VOTING: Gibson, Smith, Soards

Proposal No. 518, 2003 was retitled POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 3, 2003, and reads as follows:

POLICE SPECIAL SERVICE DISTRICT NO. 3, 2003

A POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE amending the Police Special Service District Budget for 2003 (Police Special Service District Ordinance No. 1, 2002, Police Special Service District Ordinance No. 2, 2002, and Police Special Service District Ordinance No. 3, 2002) transferring and appropriating an additional Four Hundred Twenty-six Thousand Five Hundred Fourteen Dollars (\$426,514) in the Police General Fund, Federal Grants Fund, and the Non-Lapsing Federal Grants Funds for purposes of the Police Division and reducing certain other appropriations for the Department of Public Safety, Police Division.

BE IT ORDAINED BY THE POLICE SPECIAL SERVICE DISTRICT COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 of the Police Special Service District Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Police Division to pay for officer overtime for highway safety projects, customs overtime for airport drug security, PAL/Youth supplies, cultural and sporting events fees, Domestic Violence supplies, training, and computer equipment, Weed and Seed program supplies, training, equipment, a contractual research analyst, equipment, and South District terrorist training, financed by a transfer between characters.

SECTION 2. The sum of Four Hundred Twenty-six Thousand Five Hundred Fourteen Dollars (\$426,514) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

DEPARTMENT OF PUBLIC SAFETY

POLICE DIVISION

FEDERAL GRANTS FUND

2. Supplies	41,729
3. Other Services and Charges	<u>353,569</u>
TOTAL INCREASE	395,298

DEPARTMENT OF PUBLIC SAFETY

POLICE DIVISION

NON-LAPSING FEDERAL GRANTS FUND

1. Personal Services	17,150
2. Supplies	6,601
4. Capital Outlay	<u>2,700</u>
TOTAL INCREASE	26,451

DEPARTMENT OF PUBLIC SAFETY

POLICE DIVISION

POLICE GENERAL FUND

1. Personal Services	<u>4,765</u>
TOTAL INCREASE	4,765

SECTION 4. The said increased appropriation is funded by the following reductions:

DEPARTMENT OF PUBLIC SAFETY

POLICE DIVISION

FEDERAL GRANTS FUND

1. Personal Services	230,665
4. Capital Outlay	<u>164,633</u>
TOTAL DECREASE	395,298

DEPARTMENT OF PUBLIC SAFETY

POLICE DIVISION

NON-LAPSING FEDERAL GRANTS FUND

3. Other Services and Charges	<u>26,451</u>
TOTAL DECREASE	26,451

DEPARTMENT OF PUBLIC SAFETY

POLICE DIVISION

POLICE GENERAL FUND

3. Other Services and Charges	<u>4,765</u>
TOTAL DECREASE	4,765

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SECTION 7. The Non-Lapsing Federal Grants appropriation listed above shall be in addition to all appropriations provided for in the regular budget and levy, and shall continue in effect until the completion of the program described in section 1 above.

President Borst reconvened the City-County Council.

ANNOUNCEMENTS AND ADJOURNMENT

The President said that the docketed agenda for this meeting of the Council having been completed, the Chair would entertain motions for adjournment.

Councillor Boyd stated that he had been asked to offer the following motion for adjournment by:

- (1) Councillors McWhirter, Langsford, Bainbridge, and Cockrum in memory of Georgia Aleene Swanson; and
- (2) Councillor Talley in memory of Frank Hendricks; and
- (3) Councillor Horseman in memory of David Perlini and Carlos Pagan; and
- (4) Councillors Horseman and Talley in memory of Grant W. Hawkins, Sr.; and
- (5) Councillors Frick and Borst in memory of Rita Moldthan.

Councillor Boyd moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of Georgia Aleene Swanson, Frank Hendricks, David Perlini, Carlos Pagan, Grant W. Hawkins, Sr., and Rita Moldthan. He respectfully asked the support of fellow Councillors. He further requested that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the families advising of this action.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 8:45 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 6th day of October, 2003.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.



President

ATTEST:



Clerk of the Council

(SEAL)

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, OCTOBER 27, 2003**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:14 p.m. on Monday, October 27, 2003, with President Borst presiding.

Councillor Coonrod led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

President Borst instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

28 PRESENT: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford
1 ABSENT: Massie

A quorum of twenty-eight members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Coonrod recognized City-County Council candidate Ginny Cain. Councillor McWhirter recognized Council candidate Roger Bowser. Councillor Bainbridge introduced his wife of 49 years, Betty. Councillor Horseman recognized officer Judy Clifton and other Indianapolis Police Department (IPD) representatives. Councillor Gray recognized Captain Aletha Quarrels, Indianapolis Fire Department (IFD). Councillor Bradford introduced Roberta Ross, president of the Meridian-Kessler Neighborhood Association. Councillor Gibson recognized Cornell Burris, neighborhood activist. Councillor Borst recognized a former director of the Department of Metropolitan Development, Mike Higby, and introduced Alderman Patrick Needham from Waukegan, Illinois.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA

Ladies And Gentlemen :

You are hereby notified the REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, October 27, 2003, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Philip C. Borst, D.V.M.
President, City-County Council

October 7, 2003

TO PRESIDENT BORST AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the *Court & Commercial Record* and in the *Indianapolis Star* on Friday, October 10, 2003, a copy of a Notice of Public Hearing on Proposal Nos. 558-561, 564-566, 569, 573, and 574, 2003, said hearing to be held on Monday, October 27, 2003, at 7:00 p.m. in the City-County Building.

Respectfully,
s/Suellen Hart
Clerk of the City-County Council

October 15, 2003

TO PRESIDENT BORST AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the *Court & Commercial Record* and in the *Indianapolis Star* on Friday, October 17, 2003, a copy of a Legal Notice of General Ordinance No. 87, 2003.

Respectfully,
s/Suellen Hart
Clerk of the City-County Council

October 21, 2003

TO PRESIDENT BORST AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have approved with my signature and delivered this day to the Clerk of the City-County Council, Suellen Hart, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 121, 2003 - approves an increase of \$20,000 in the 2003 Budgets of the County Auditor and the Marion County Justice Agency (State and Federal Grants Fund) to appropriate a state grant for salaries, fringes, and supplies for IUPUI (Indiana University Purdue University Indianapolis) employees, who will be conducting research for an evaluation of the Marion County's Cite and Release and Emergency Jail Release Policies (The local match of \$10,100 is funded by existing appropriation in the Marion County Justice Agency's Budget.)

FISCAL ORDINANCE NO. 125, 2003 - approves an increase of \$147,155 in the 2003 Budget of the County Auditor and the Forensic Services Agency (State and Federal Grants Fund) to fund the DNA analysis of "No Suspect" cases, funded by a grant from the Indiana State Police

FISCAL ORDINANCE NO. 126, 2003 - approves an increase of \$24,028 in the 2003 Budget of the Marion County Justice Agency (State and Federal Grants Fund) to help fund the Julian Center's Family Growth and Development Project, funded by a state grant

FISCAL ORDINANCE NO. 127, 2003 - approves an increase of \$20,044 in the 2003 Budget of the Marion County Justice Agency (State and Federal Grants Fund) to allocate the Pathway to Recovery grant which will fund the partial salaries and fringes of five employees

FISCAL ORDINANCE NO. 128, 2003 - approves an increase of \$249,314 in the 2003 Budgets of the County Auditor and the Marion County Justice Agency (State and Federal Grants Fund) to allocate the U.S. Department of Justice grant for the Community Prosecution and Project Safe Neighborhoods

FISCAL ORDINANCE NO. 133, 2003 - approves an increase of \$1,815,000 in the 2003 Budget of the Department of Parks and Recreation (Non-Lapsing Federal Grants Fund) to pay for land acquisition, preliminary design work, construction documents, and inspections necessary for the Pennsy Rail-Trail, financed by federal funds administered by the Indiana Department of Transportation

FISCAL ORDINANCE NO. 134, 2003 - approves an increase of \$285,250 in the 2003 Budget of the Department of Parks and Recreation (Non-Lapsing Federal Grants Fund) to pay for the restoration of Marott Park, located in Washington Township, financed by a grant from the Department of Interior

FISCAL ORDINANCE NO. 136, 2003 - approves a transfer of \$973,536 from the 2003 Budgets of the County Sheriff and the Marion County Justice Agency (County General Fund) to the 2003 Budgets of the County Auditor, Marion Superior Court, County Prosecutor, Marion County Public Defender, Clerk of the Circuit Court, County Sheriff, and the Marion County Justice Agency to pay the expenses for the Arrestee Processing Center

GENERAL ORDINANCE NO. 86, 2003 - amends the Revised Code concerning rate signs required at commercial parking facilities

GENERAL ORDINANCE NO. 87, 2003 - clarifies the provisions that govern the licensure of adult entertainment businesses, and makes certain definitions consistent with those in the city's zoning ordinances

SPECIAL RESOLUTION NO. 59, 2003 - congratulates IPS School 27 for earning the U.S. Department of Education's Blue Ribbon Schools Award

SPECIAL RESOLUTION NO. 60, 2003 - recognizes the trailblazing career of Indianapolis Fire Department Chief Nancy Rasmussen

SPECIAL RESOLUTION NO. 61, 2003 - recognizes the Department of Public Works co-ed softball team

SPECIAL RESOLUTION NO. 62, 2003 - recognizes Garfield Park, and the 100th Anniversary of its unique Pagoda

SPECIAL RESOLUTION NO. 63, 2003 - recognizes the Cottage Home Neighborhood Association's 17th Annual Block Party on October 11

SPECIAL RESOLUTION NO. 64, 2003 - welcomes and honors Real Admiral Barry C. Black of the Chaplain Corps of the United States Navy

SPECIAL RESOLUTION NO. 65, 2003 - approves a public purpose grant in the amount of \$50,000 to Indiana University for the purpose of financing educational access programming on the educational access channels of the franchised cable systems in Marion County

SPECIAL RESOLUTION NO. 66, 2003 - approves a public purpose grant to Indiana University in the amount of \$100,000 for the purpose of enabling the Educational Television Cooperative (ETC) to purchase equipment for the expansion of the ETC playback site that provides programming on the educational access channels of the franchised cable systems in Marion County

SPECIAL RESOLUTION NO. 67, 2003 - determines the need to lease approximately 17,000 square feet of office space at 3806 S. Madison Avenue for the Southside Community Office of the Marion Superior Court Probation Department, Adult Services Division

POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 3, 2003 - approves a transfer totaling \$426,514 in the 2003 Budget of the Department of Public Safety, Police Division (Non-Lapsing Federal Grants Fund, Police General Fund, and Federal Grants Fund) to fund various projects (officer overtime for highway safety projects, customs overtime for airport drug security, PAL/Youth supplies, cultural and sporting events fees, Domestic Violence supplies, training, and computer equipment, Weed and Seed program supplies, training, equipment, a contractual research analyst, equipment, and South District terrorist training)

Respectfully,
s/Bart Peterson, Mayor

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed.

Councillor Talley asked that Proposal No. 563, 2003, which is under Pending Proposals, be moved under Public Hearing this evening. He said that the proposal passed out of committee and he does not understand why it is not slated for adoption this evening. General Counsel Robert Elrod said that the proposal was advertised for a public hearing on November 17, 2003. He said that all appropriations from the County General Fund may not be scheduled for a public hearing until 30 days after introduction without a suspension of the Rules of the Council. He said that since the Rules were not suspended at the proposal's introduction, it cannot be acted on before November 17, 2003.

Councillor Boyd asked that Proposal No. 647, 2003 be removed from this evening's agenda. Mr. Elrod said that the Rules call for this item to be introduced under its normal order of business, and when the proposal comes up in the agenda it can be tabled or stricken. Councillor Talley said that the draft agendas indicate that agendas are only final when approved by the entire body. Mr. Elrod said that this is true, but one Councillor cannot prevent another Councillor from introducing a proposal for consideration. Councillor Coonrod said that he asked the President's permission to add this proposal after the deadline, and consent was given.

Without further objection, the agenda was adopted.

Councillor Bainbridge said that he neglected to introduce neighbors and constituents Randy and Kelly Williams during the Introduction of Visitors.

APPROVAL OF THE JOURNAL

The President called for additions or corrections to the Journal of October 6, 2003. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS

PROPOSAL NO. 642, 2003. The proposal, sponsored by Councillor Bainbridge, congratulates Margaret Arthur for earning the 2003 Mayor's Community Service Award for her many years of volunteer activities in the community. Councillor Bainbridge read the proposal and presented Ms. Arthur with a copy of the document and a Council pin. Ms. Arthur thanked the Council for the recognition. Councillor Bainbridge moved, seconded by Councillor McWhirter, for adoption. Proposal No. 642, 2003 was adopted by a unanimous voice vote.

Proposal No. 642, 2003 was retitled SPECIAL RESOLUTION NO. 68, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 68, 2003

A SPECIAL RESOLUTION congratulating Margaret Arthur for earning the 2003 Mayor's Community Service Award for her many years of volunteer activities in the community.

WHEREAS, as a young lady growing up in Iowa, Margaret Arthur learned the need and value of reaching out to help others; and

WHEREAS, since 1993, the Indianapolis Mayor has recognized with annual Mayor's Community Service Awards a number of citizens who are unselfishly committed to improving the lives of others, and this year Margaret Arthur was honored with the Mayor's Award; and

WHEREAS, Margaret is active in her St. Gabriel Church serving in family support for those who have experienced deaths and serious illnesses, she is active in St. Vincent de Paul Charities, is on the Board of the Eagledale Neighborhood Association, helps with Prison Ministries by corresponding with prisoners, gathering Christmas baskets, collecting clothing, and helps female prisoners when they are released, she is also a Crime Watch Block Captain, and has boarded mentally challenged people for the past 30 years; now; therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council, in behalf of the citizens of Indianapolis, recognizes and commends Margaret Arthur for her many years of volunteer community service, which has been acknowledged by the Mayor's Community Service Award.

SECTION 2. Margaret Arthur is a role model for others, and the Council thanks her.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 643, 2003. The proposal, sponsored by Councillor Bainbridge, congratulates Pat Zarse for earning the 2003 Mayor's Community Service Award for her many years of volunteer activities in the community. Councillor Bainbridge read the proposal and presented Ms. Zarse with a copy of the document and a Council pin. Ms. Zarse thanked the Council for the recognition. Councillor Bainbridge moved, seconded by Councillor McWhirter, for adoption. Proposal No. 643, 2003 was adopted by a unanimous voice vote.

Proposal No. 643, 2003 was retitled SPECIAL RESOLUTION NO. 69, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 69, 2003

A SPECIAL RESOLUTION congratulating Pat Zarse for earning the 2003 Mayor's Community Service Award for her many years of volunteer activities in the community.

WHEREAS, volunteer work for the community is a very high calling, with rewards that others could not fully understand; and

WHEREAS, since 1993, the Indianapolis Mayor has recognized with annual Mayor's Community Service Awards a number of citizens who are unselfishly committed to improving the lives of others, and this year Pat Zarse was honored with the Mayor's Award; and

WHEREAS, Since 1993, Pat Zarse has volunteered for the USO helping military people and their families, she has been active with the Speedway American Legion Auxiliary Unit 500 overseeing the donation of over 4,000 teddy bears to local police departments, has coordinated the collection of more than 275,000 beverage can tabs for the Ronald McDonald House, organized a blood drive as well as a

book drive for local schools, has been a volunteer with the United States Auto Club's Golf Tournament for the USAC's Benevolent Foundation, and helps at the VA Hospital and at the Wheeler Mission; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council, in behalf of the citizens of Indianapolis, recognizes and commends Pat Zarse for her many years of volunteer community service, which has been acknowledged by the Mayor's Community Service Award.

SECTION 2. Pat Zarse is a role model for others, and the Council thanks her.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 644, 2003. The proposal, sponsored by Councillor Horseman, recognizes the work of the Nationalities Council and its International Festival. Councillor Horseman said that representatives are not here this evening, but she will be presenting the resolution to them at a later date. She read the proposal and moved for its adoption. Councillor Talley seconded the motion, and Proposal No. 644, 2003 was adopted by a unanimous voice vote.

Proposal No. 644, 2003 was retitled SPECIAL RESOLUTION NO. 70, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 70, 2003

A SPECIAL RESOLUTION recognizing the work of the Nationalities Council and its International Festival.

WHEREAS, each year since 1976 the Nationalities Council of Indiana, a non-profit volunteer organization now representing over 50 ethnic and cultural organizations, hosts an annual International Festival; and

WHEREAS, this year's 2003 International Festival, presented by Key Bank, will be a spectacular around-the-world bazaar at the Indiana State Fairgrounds on November 6th - 9th; and

WHEREAS, Festival highlights will include nationality booths tended by volunteers in traditional attire, artisans and crafts, a naturalization ceremony of new U.S. citizens, an international marketplace with unique apparel and gifts available for sale, and continuous ethnic music and dance; and

WHEREAS, special entertainment will be The German Heritage Folkdancers, Japanese Minyo Dancers, Irish Celtic Motion, India Association of Folkdancers, Middle Eastern Chataaraban Dance Group, the Gordon Pipers, and Chinese Panda Dancers, along with a steel drum band, Drums of West Africa, Mexican Folkdancers, and African Stiltwalkers; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. the Indianapolis City-County Council recognizes the dedication and hard work of the 2,000 volunteers with heritage roots from around the globe focusing through the International Council in this year's International Festival on November 6 - 9, 2003.

SECTION 2. Indianapolis residents are encouraged to experience this adventure which will display and interact with all of the human senses some of the finest cultural heritage examples from around the world.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 645, 2003. The proposal, sponsored by Councillor Frick, recognizes Theology on Tap, an organization dedicated to promoting traditional values in young adults. Councillor Frick read the proposal and presented representatives with copies of the document and Council pins.

Councillor Talley moved, seconded by Councillor Black, to amend Proposal No. 645, 2003 by deleting the words "and German beer" from the first Whereas statement and anywhere else it appears within this proposal. The motion failed by a voice vote.

Councillor Frick moved, seconded by Councillor Moriarty Adams, for adoption. Proposal No. 645, 2003 was adopted by a unanimous voice vote.

Proposal No. 645, 2003 was retitled SPECIAL RESOLUTION NO. 71, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 71, 2003

A SPECIAL RESOLUTION recognizing Theology on Tap, an organization dedicated to promoting traditional values in young adults.

WHEREAS, they arrive at the Athenaeum's Rathskeller on East Michigan Street on Wednesday evenings in all sorts of attire from dressy office clothes to jeans and sweaters, they are drinking bottled water, soft drinks, and German beers, and all 100 to 200 young adults from age 21 to 40 or so meet in a group called Theology on Tap; and

WHEREAS, importing a successful idea from Chicago, Theology on Tap is a Catholic group that started at the Rathskeller last year for the Church to reach out and minister to young adults wherever they are; and

WHEREAS, each week's program includes a guest speaker and a question-and-answer session, with a popular theme being the successful relationship between spiritual life and relationships, family, occupation and career; and

WHEREAS, past speakers and discussion leaders have included Anne Ryder, Archbishop Buechlein, Marian College President Dan Eisener, Vicar General and Moderator of the Curia Monsignor Schaedel, and Lucious Newsom; and

WHEREAS, audiences socialize, learn about the Church, and are challenged to grow in their faith in a comfortable setting; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes the organizers and all of the participants of Theology on Tap for their introspection on religion and priorities in life.

SECTION 2. The Council wishes these young people well, and commends others to consider this concept of unconventional locations for young people, or for groups of any age, to find fellowship, grow in their faith, and practice traditional values.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 646, 2003. The proposal, sponsored by Councillor Massie, welcomes and honors United States Postmaster General John "Jack" E. Potter. President Borst stated that Councillor Massie has been delayed by a funeral over which he is presiding, and he wishes to present this resolution to Postmaster Potter during his visit. Councillor Short moved, seconded

by Councillor Talley, for adoption. Proposal No. 646, 2003 was adopted by a unanimous voice vote.

Proposal No. 646, 2003 was retitled SPECIAL RESOLUTION NO. 72, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 72, 2003

A SPECIAL RESOLUTION welcoming and honoring United States Postmaster General John "Jack" E. Potter.

WHEREAS, Postmaster General and Chief Executive Officer of the United States Postal Service John "Jack" E. Potter has an interesting and demanding job: His weekly payroll including fringes would fund Indianapolis' annual budget for the next four years, three of his six Postal Service divisions would qualify as Fortune 500 companies, his postal police force arrest 11,000 criminal suspects a year, and each morning he has to fuel up his fleet of 215,000 vehicles; and

WHEREAS, Postmaster General Potter assumed office on June 1, 2001, only a few months before the nightmare 911 Attack upon America, followed by the challenge of people using mail for bioterrorism acts; and

WHEREAS, Mr. Potter is the 72nd American to hold that office, with Benjamin Franklin being the first, he is a 25 year Post Office veteran who started as a distribution clerk, worked his way up through the ranks, moved his Washington, D.C. area district from the worst to the best performance rank, and was recognized for leading the postal union and management to a contract agreement; and

WHEREAS, as Postmaster General, Mr. Potter has emphasized automation and technology, barcoding, optical readers, and thinking about new ways to support the 225-year-old Post Office goal of growing America's commerce and ensuring the free flow of ideas and information; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and welcomes Postmaster General John "Jack" E. Potter to Indianapolis on the occasion of the October 28, 2003 Fall Workshop of the Indianapolis Postal Customer Council.

SECTION 2. The Council hopes that Mr. Potter's schedule allows him to see some Indianapolis attractions, as well as to observe first hand the capable operations of the USPS here at the Crossroads of America.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 647, 2003. The proposal, sponsored by Councillors Coonrod, Dowden, Black, and Schneider, concerns property taxes and the County Option Income Tax. Councillor Coonrod read the proposal and asked Council candidates Greg Dixon and Brad Klopfenstein to join as unofficial sponsors.

Councillor Boyd moved, seconded by Councillor Talley, to refer Proposal No. 647, 2003 to the Rules and Public Policy Committee. Proposal No. 647, 2003 was referred to Committee by a voice vote.

PROPOSAL NO. 657, 2003. The proposal, sponsored by Councillor Coughenour, congratulates Roncalli High School for earning the U.S. Department of Education's Blue Ribbon Schools Award for the third time. Councillor Coughenour read the proposal and presented Teresa Davis, Roncalli High School, with a copy of the document and a Council pin. Ms. Davis thanked the

Council for the honor. Councillor Coughenour moved, seconded by Councillor Black, for adoption. Proposal No. 657, 2003 was adopted by a unanimous voice vote.

Proposal No. 657, 2003 was retitled SPECIAL RESOLUTION NO. 73, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 73, 2003

A SPECIAL RESOLUTION congratulating Roncalli High School for earning the U.S. Department of Education's Blue Ribbon Schools Award for the third time.

WHEREAS, each year the U.S. Department of Education grants its "No Child Left Behind Blue Ribbon School Award" upon nomination by the state departments of education to exceptional schools around America; and

WHEREAS, schools are selected on either of two criteria: Those with a high concentration of disadvantaged students that make significant progress in closing the achievement gap, or schools whose students achieve at very high levels; and

WHEREAS, Roncalli, a Catholic high school on Indianapolis' south side, has earned the national Blue Ribbon Award for high achievement three times, in 1993, 1998, and now 2003 – the only triple winning school in the state of Indiana; and

WHEREAS, Eighty-five percent of Roncalli's graduates go on to a four year college, and headed by Principal Chuck Weisenbach, the school is noted for both academics and for sports; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes three time Blue Ribbon Schools Award winner Roncalli High School.

SECTION 2. The staff, parents, and most importantly the students, are to be commended for this outstanding achievement.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 570, 2003. President Borst reported that the Public Safety and Criminal Justice Committee heard Proposal No. 570, 2003 on October 8, 2003. The proposal, sponsored by Councillor Dowden, appoints Michael P. Greene to the Citizens Police Complaint Board. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal No. 570, 2003 was adopted by a unanimous voice vote.

Proposal No. 570, 2003 was retitled COUNCIL RESOLUTION NO. 86, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 86, 2003

A COUNCIL RESOLUTION appointing Michael P. Greene to the Citizens Police Complaint Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As an ex officio, non-voting member of the Citizens Police Complaint Board, the Council appoints:

Michael P. Greene

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2004. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 607, 2003. Introduced by Councillor Boyd. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which authorizes Robert J. Clifford to accept pension liability"; and the President referred it to the Administration and Finance Committee.

Councillor Boyd moved, seconded by Councillor Talley, to suspend the Rules and vote on Proposal No. 607, 2003 this evening. Councillor Boyd said that this is a very routine authorization, but due to the former City Controller accepting the Lieutenant Governor's position, the interim Controller needs authorization in order for his signature to be valid, and this is a very time-sensitive issue. The Rules were suspended by a unanimous voice vote. Councillor Boyd moved, seconded by Councillor Gray for adoption. Proposal No. 607, 2003 was adopted by a unanimous voice vote.

Proposal No. 607, 2003 was retitled SPECIAL RESOLUTION NO. 74, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 74, 2003

PROPOSAL FOR A SPECIAL RESOLUTION to authorize an agent to accept pension liability on behalf of the City of Indianapolis and Marion County, Indiana.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council as the governing body of the City of Indianapolis, or its agent, is required to accept pension liability and to certify, execute and deliver documents related to the Public Employees' Retirement Fund of Indiana.

SECTION 2. The City-County Council of the City of Indianapolis and Marion County, Indiana, hereby authorizes Robert J. Clifford, as the Controller of the City of Indianapolis, as its agent to accept pension liability, pursuant to IC 5-10.2-3-1, to execute, certify and deliver documents related to the Public Employees' Retirement Fund of Indiana, and certifies any such actions taken on or after October 20, 2003, and prior to the adoption of this resolution.

SECTION 3. The authority granted by Special Resolution No. 17, 2000, hereby is rescinded.

SECTION 4. This resolution will remain in full force and effect until modified or rescinded by subsequent resolution and receipt thereof in writing by the Director of the Public Employees' Retirement Fund of Indiana.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 608, 2003. Introduced by Councillors McWhirter, Moriarty Adams, Talley, Tilford, and Sanders. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which continues the early retirement program for city employees who are in positions covered by the master agreement between the City and AFSCME"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 609, 2003. Introduced by Councillors Moriarty Adams, Talley, and Dowden. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which determines the need to lease office space at 148 East Market Street for use by the Department of Public Safety's

citizens police complaint office and weights and measures division"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 610, 2003. Introduced by Councillors Moriarty Adams, Talley, and Dowden. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which determines the need to lease office space at 25 West 9th Street as the site of the IPD Downtown District office"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 611, 2003. Introduced by Councillor Nytes. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which approves the Mayor's appointment of Michael J. Rogers as hearing officer to preside over the administrative adjudication of parking citations"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 612, 2003. Introduced by Councillor McWhirter. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$1,000,000 in the 2003 Budget of the County Auditor (County General Fund) to fund the increase in the cost of health insurance due to increased enrollment and higher policy rates, financed by fund balances"; and the President referred it to the Administration and Finance Committee.

Councillor McWhirter moved, seconded by Councillor Talley, to suspend the Rules and schedule a public hearing on Proposal No. 612, 2003 for November 17, 2003. The Rules were suspended by a unanimous voice vote.

PROPOSAL NO. 613, 2003. Introduced by Councillor McWhirter. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$3,715,233 in the 2003 Budget of the County Auditor (Property Reassessment Fund) to restore the Property Reassessment Fund Budget that was reduced by the Department of Local Government Finance (DLGF), financed by fund balances"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 614, 2003. Introduced by Councillor Cockrum. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$183,000 in the 2003 Budget of the Information Services Agency (Internal Services Fund) to cover expenditures for Light Detection and Ranging (laser aerial photography) and Ortho Projects for the IMAGIS Consortium, financed by fund balances"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 615, 2003. Introduced by Councillors Talley and Tilford. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves a transfer of \$199,750 in the 2003 Budget of the Department of Administration, Fleet Services Division (Consolidated County Fund) to cover an expected shortfall in funds for vehicle maintenance repairs"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 616, 2003. Introduced by Councillors Sanders and Tilford. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$70,000 in the 2003 Budget of the Department of Administration, Fleet Services Division (Non-Lapsing Federal Grants Fund) to install a 10,000 gallon above ground fuel tank, with canopy, to dispense ethanol (E85) fuel, financed by a federal grant (Great Lakes Regional Biomass Energy Program)"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 617, 2003. Introduced by Councillor Bradford. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves a transfer of \$7,529 in the 2003 Budgets of the County Auditor and the Cooperative Extension Service (County Grants Fund) to provide for a salary shortfall and an increase in fringe benefit allowance"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 618, 2003. Introduced by Councillor Bradford. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$39,967 in the 2003 Budgets of the County Auditor and Cooperative Extension Agency (County Grants Fund) for funding the salary for one year for a Commercial Horticulture Program Assistant, funded by a county grant (Indiana Professional Lawn and Landscape Association)"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 619, 2003. Introduced by Councillor Langsford. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$26,000 in the 2003 Budget of the County Surveyor (Corner Perpetuation Fund) to pay IMAGIS fees, financed by fund balances"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 620, 2003. Introduced by Councillors Langsford and Horseman. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which pertains to off-premises outdoor advertising signs within Marion County (03-AO-04) (Certified October 20, 2003)"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 621, 2003. Introduced by Councillors Langsford and Nytes. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which approves the amounts, locations, and programmatic operation for certain projects to be funded from the Community Development Grant Funds for 2004"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 622, 2003. Introduced by Councillors Dowden, Moriarty Adams, and Talley. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves a transfer of \$46,863 in the 2003 Budget of the County Sheriff (State and Federal Grants Fund) to pay unexpected expenses covered by law enforcement block grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 623, 2003. Introduced by Councillor McWhirter. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$200,000 in the 2003 Budgets of the County Auditor and the County Prosecutor (State and Federal Grants Fund) to fund (1) a salary for a supervisor and a partial salary for an administrator for community outreach projects, and (2) computer upgrades and training for the Community Prosecution Division, funded by a federal grant (Community Prosecution Leadership Award by the U.S. Department of Justice)"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 624, 2003. Introduced by Councillor McWhirter. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$195,577 in the 2003 Budget of the County Prosecutor (State and Federal Grants Fund) to provide funding for Centers of Hope in all Marion County hospitals which provide comprehensive care to victims of sexual assault, funded by a state grant (Indiana Criminal Justice Institute)"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 625, 2003. Introduced by Councillor McWhirter. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$56,000 in the 2003 Budgets of the County Auditor and the County Prosecutor (State and Federal Grants Fund) to fund (1) a Conflict Resolution Coordinator and to pay rent, training, and supplies at Community Court; (2) Nuisance Abatement Paralegals; and (3) a portion of the Tidemark database, funded by grants through the U.S. Department of Justice"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 626, 2003. Introduced by Councillor McWhirter. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$270,205 in the 2003 Budgets of the County Auditor and the County Prosecutor (State and Federal Grants Fund) to provide funding for eight victim advocate positions for various divisions in the County Prosecutor's Office, funded by a state grant (Victims of Crime Act Victim Assistance Grant) (The local match of \$67,552 is funded by the existing appropriations in the Prosecutor's Office budget.)"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 627, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$684,364 in the 2003 Budgets of the County Auditor and the Marion County Justice Agency (State and Federal Grants Fund) to provide salaries, fringes, supplies, equipment, travel, and contractual services for a Project Safe Neighborhood project, funded by a federal grant (Project Safe Neighborhoods Grant)"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 628, 2003. Introduced by Councillors Dowden, Moriarty Adams, and Talley. The Clerk read the proposal entitled: "A Proposal for a Fire Special Service District Fiscal Ordinance which approves an increase of \$128,507 in the 2003 Budget of the Department of Public Safety, Fire Division (Fire General Fund) to cover the purchase price of phase one of the Defibrillator replacement plan, financed by fund balances"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 629, 2003. Introduced by Councillors Dowden, Moriarty Adams, and Talley. The Clerk read the proposal entitled: "A Proposal for a Fire Special Service District Fiscal Ordinance which approves a transfer of \$110,215 in the 2003 Budget of the Department of Public Safety, Fire Division (Non-Lapsing Federal Grants and Federal Grants Funds) to cover the salary and benefits of the Indiana Task Force One Coordinator, to purchase personal equipment and supplies, and to pay for architectural design and preparatory tasks in support of renovating the current storage/warehouse facility"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 630, 2003. Introduced by Councillors Dowden, Moriarty Adams, and Talley. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$46,840 in the 2003 Budget of the Department of Public Safety, Emergency Management and Planning Division (Consolidated County Fund) to fund vehicle lease and outfitting costs, to move six tornado warning sirens to new locations, and to cover fleet charges for the remainder of the year, financed by a grant from the American Red Cross and fund balances"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 631, 2003. Introduced by Councillors Bainbridge, Conley, McWhirter, and Moriarty Adams. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$220,000 in the 2003 Budget of the Department of Public Works, Operations Division (Transportation General Fund) to restore 2003 budgeted dollars expended for

overtime as a result of emergency response to floods in July and September and to purchase a sandbag filling machine, financed by fund balances"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 632, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$179,000 in the 2003 Budget of the Marion County Justice Agency (State and Federal Grants Fund) to appropriate funds to facilitate a strategic planning committee for public safety, funded by a state grant (Indiana Criminal Justice Institute) (The local match of \$75,509 is funded by the existing appropriations in the 2003 budgets of the Marion County Justice Agency and Marion Superior Court.)"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 633, 2003. Introduced by Councillor Tilford. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends the code of ethics to provide inflationary adjustments to disclosure requirements"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 634, 2003. Introduced by Councillor Massie. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$100,000 in the 2003 Budget of the Clerk of the Circuit Court (County General Fund) to pay legal services related to federal and state reimbursement for the purchase of voting machines, financed by fund balances"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 635, 2003. Introduced by Councillor Coonrod. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes intersection controls for Lawrence Lake Subdivision, Sections 1 and 2 (District 5)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 636, 2003. Introduced by Councillor Coonrod. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Tidewater Court and Tidewater Drive (District 5)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 637, 2003. Introduced by Councillors Coonrod and Talley. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Aristocrat Lane and Pepperidge Drive (Districts 5, 14)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 638, 2003. Introduced by Councillor Frick. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at 66th Street and Cornell Avenue (District 2)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 639, 2003. Introduced by Councillor McWhirter. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Country Club Boulevard and Kayla Drive (District 18)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 640, 2003. Introduced by Councillor Smith. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions on Basil Avenue from McGaughey Road to Dead End (District 23) "; and the President referred it to the Public Works Committee.

PROPOSAL NO. 641, 2003. Introduced by Councillor Bradford. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which concerns the parking meters around the federal buildings (District 16)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 655, 2003. Introduced by Councillor Frick. The Clerk read the proposal entitled: "A Proposal for a General Resolution which voting in favor of proposed consolidated ordinances of the Marion County Income Tax Council to provide a one hundred percent (100%) deduction applied to the assessed value of inventory in Marion County"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 656, 2003. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which amends City-County Fiscal Ordinance Nos. 113, 114, and 115, 2003, to correct errors in the 2004 budgets of the County Sheriff, County Auditor, and Marion Superior Court"; and the President referred it to the Administration and Finance Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 648, 2003, PROPOSAL NOS. 649-650, 2003, and PROPOSAL NOS. 651-654, 2003. Introduced by Councillor Langsford. Proposal No. 648, 2003, Proposal Nos. 649-650, 2003, and Proposal Nos. 651-654, 2003 are proposals for Rezoning Ordinances certified by the Metropolitan Development Commission on October 20 and 22, 2003. The President called for any motions for public hearings on any of those zoning maps changes. There being no motions for public hearings, the proposed ordinances, pursuant to IC 36-7-4-608, took effect as if adopted by the City-County Council, were retitled for identification as REZONING ORDINANCE NOS. 157-163, 2003, the original copies of which ordinances are on file with the Metropolitan Development Commission, which were certified as follows:

REZONING ORDINANCE NO. 157, 2003.

2003-ZON-081

127-129 EAST ST. JOSEPH STREET (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 22

VOLUNTEERS OF AMERICA, requests a rezoning of 0.3 acre, being in the CBD-2 District, to the SU-7 classification.

REZONING ORDINANCE NO. 158, 2003.

2003-ZON-079 (2003-DP-011)

5104 BLUFF ROAD (approximate address), INDIANAPOLIS.

PERRY TOWNSHIP COUNCILMANIC DISTRICT #25

BRINKMAN DEVELOPMENT, LLC., by Michael J. Kias, requests a rezoning of 16.77 acres, being in the D-6 (FF) (FW) (W-5) District, to the D-P (FF) (FW) (W-5) classification to provide for residential development at a density of 4.05 units per acre.

REZONING ORDINANCE NO. 159, 2003.

2003-ZON-123

11000 EAST 25TH STREET (approximate address), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT #5

INDIANA ASSOCIATION OF SCHOOL PRINCIPALS, by Joseph D. Calderon, requests a rezoning of 6.42 acres, being in the D-A District, to the C-1 classification to provide for the construction of a 9,000 square foot office building.

REZONING ORDINANCE NO. 160, 2003.

2003-ZON-105

4206 NORTH COLLEGE AVENUE and 664 EAST 42nd STREET (approximate addresses), INDIANAPOLIS.

WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT #6

MEMBERS OF THE BODY OF CHRIST, INCORPORATED request a rezoning of 0.380 acre, being in the C-3 District, to the SU-1 classification to legally establish religious uses.

REZONING ORDINANCE NO. 161, 2003.

2003-ZON-116

3017 and 3019 SOUTH HARDING STREET and 3011, 3013, 3015, and 3024 CHASE STREET (approximate addresses), INDIANAPOLIS.

PERRY TOWNSHIP, COUNCILMANIC DISTRICT #25

WILSON WATER AND SEWER SERVICE, by Theodore L. Giesekeing, requests a rezoning of 1.20 acres, being in the D-4 (FF) (FW) District, to the I-2-U (FF) (FW) classification to legally establish and provide for the expansion of a water well drilling and sewer construction contractor's office.

REZONING ORDINANCE NO. 162, 2003.

2003-ZON-117

1501 WEST 16TH STREET (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT #16

DEPARTMENT OF PUBLIC WORKS requests a rezoning of 0.23 acre, being in the D-S (W-1) District, to the SU-9 (W-1) classification to legally establish a storm water pumping facility and provide for environmental clean-up, storm water control and other governmental uses.

REZONING ORDINANCE NO. 163, 2003.

2003-ZON-118

3999 SOUTHEASTERN AVENUE (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT #23

SOUTHEASTERN HOLINESS CHURCH, requests a rezoning of 0.96 acre, being in the D-3, C-7 and SU-1 Districts, to the SU-1 classification to provide for religious uses.

PROPOSAL NO. 605, 2003. Councillor Langsford reported that the Metropolitan Development Committee heard Proposal No. 605, 2003 on October 20, 2003. The proposal, sponsored by Councillor Langsford, is an inducement resolution for Keystone Towers, LLC in an amount not to exceed \$6,000,000 which consists of the acquisition and substantial rehabilitation of the existing vacant 254-unit Keystone Towers Apartments located at 2855 East 45th Street and 4475 Allisonville Road (Districts 6, 11). By a 7-2 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Moriarty Adams stated that she will abstain from voting to avoid the appearance of a conflict of interest.

Councillor Bradford said that he voted against the proposal in the Committee and will do so again this evening, because he believes the units are too small and cramped for the purposes the developer has in mind.

Councillor Langsford moved, seconded by Councillor Nytes, for adoption. Proposal No. 605, 2003 was adopted on the following roll call vote; viz:

23 YEAS: Bainbridge, Black, Borst, Boyd, Brents, Cockrum, Conley, Coughenour, Douglas, Frick, Gibson, Gray, Horseman, Knox, Langsford, McWhirter, Nytes, Sanders, Short, Smith, Soards, Talley, Tilford

4 NAYS: Bradford, Coonrod, Dowden, Schneider

1 NOT VOTING: Moriarty Adams

1 ABSENT: Massie

Proposal No. 605, 2003 was retitled SPECIAL RESOLUTION NO. 75, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 75, 2003

A SPECIAL RESOLUTION approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "Issuer") is authorized by IC 36-7-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, rehabilitation, construction, installation and equipping of said facilities, and said facilities to be either sold or leased to a company or the proceeds of the revenue bond issue may be loaned to the company and said facilities directly owned by the Company; and

WHEREAS, Keystone Towers, LLC or its assigns (the "Applicant"), has advised the Indianapolis Economic Development Commission (the "Commission") and the Issuer that it proposes that the Issuer either acquire certain economic development facilities and sell or lease the same to Applicant or loan the proceeds of an economic development financing to the Applicant for the same, said economic development facilities to consist of the acquisition and rehabilitation of the existing 254-unit Keystone Towers located on an approximately 6.10 acre parcel of land at 4475 Allisonville Road/2855 East 45th Street, Indianapolis, Indiana (the "Project"); and

WHEREAS, the diversification of industry and the creation and retention of opportunities for gainful employment and the creation of business opportunities to be achieved by the acquisition and rehabilitation of the Project will serve a public purpose and be of benefit to the health or general welfare of the Issuer and its citizens;

WHEREAS, it would appear that the financing of the Project would be of benefit to the health or general welfare of the Issuer and its citizens; and

WHEREAS, the acquisition and rehabilitation of the Project will not have an adverse competitive effect on similar facilities already constructed or operating within the jurisdiction of the Issuer; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It finds, determines, ratifies and confirms that the diversification of industry and the retention of opportunities for gainful employment within the jurisdiction of the Issuer, is desirable, serves a public purpose, and is of benefit to the health or general welfare of the Issuer; and that it is in the public interest that this Issuer take such action as it lawfully may to encourage the diversification of industry, the creation of business opportunities, and the creation and retention of opportunities for gainful employment within the jurisdiction of the Issuer.

SECTION 2. It further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds of the Issuer in an amount not to exceed \$6,000,000 under the Act to be privately placed or publicly offered if permitted under current Commission policy for the acquisition and rehabilitation of the Project and the sale or leasing of the Project to the Applicant or the loan of the proceeds of the revenue bonds to the Applicant for the acquisition and rehabilitation of the Project will serve the public purposes referred to above in accordance with the Act.

SECTION 3. In order to induce the Applicant to proceed with the acquisition and rehabilitation of the Project, this Council hereby finds, determines, ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided (a) that all of the foregoing shall be mutually acceptable to the Issuer and the Applicant and (b) subject to the further caveat that this inducement resolution expires on July 31, 2004, unless such bonds have been issued or an Ordinance authorizing the issuance of such bonds has been adopted by this Council prior to the aforesaid date or unless, upon a showing of good cause by the Applicant, the Issuer, by official action, extends the term of this inducement resolution; and (ii) it will adopt such ordinances and resolutions and authorize the execution and delivery of such instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said economic development revenue bonds, provided that at the time of the proposed issuance of such bonds (a) this inducement resolution is still in effect and (b) if applicable, the aggregate amount of private activity bonds previously issued during that calendar year will not exceed the private activity bond limit for such calendar year, it being understood that the Issuer, by taking this action, is not making any representation nor any assurances that (1) any such allocable limit will be available, because inducement resolutions in the aggregate amount in excess of the private activity bond limit may, and in all probability will, be adopted; (2) the proposed Project will have no

priority over other projects which have applied for such private activity bonds and have received inducement resolutions; and (3) no portion of such activity bond limit has been guaranteed for the proposed Project; and (iii) it will use its best efforts at the request of the Applicant to authorize the issuance of additional bonds for refunding and refinancing the outstanding principal amount of the bonds, for completion of the Project and for additions to the Project, including the costs of issuance (providing that the financing of such addition or additions to the Project is found to have a public purpose [as defined in the Act] at the time of authorization of such additional bonds), and that the aforementioned purposes comply with the provisions of the Act.

SECTION 4. All costs of the Project incurred after the date which is sixty (60) days prior to the adoption of this resolution, including reimbursement or repayment to the Applicant of monies expended by the Applicant for application fees, planning, engineering, underwriting expenses, attorney and bond counsel fees, and acquisition and rehabilitation of the Project will be permitted to be included as part of the bond issue to finance said Project, and the Issuer will thereafter sell the Project to the Applicant or loan the proceeds of the revenue bonds to the Applicant for the Project. Also certain indirect expenses incurred prior to such date will be permitted to be included as part of the bond issue to finance the Project in accordance with the Final Regulations (T 8476) on Arbitrage Restrictions on Tax-Exempt Bonds in particular Section 1.150-2.

SECTION 5. This Council recognizes that the Applicant intends to utilize Tax Credits, if available, pursuant to Section 42 of the Internal Revenue Code of 1986, as amended, or any successor section thereof in connection with the financing of the Project with tax-exempt bonds.

SECTION 6. The Council hereby finds and determines that the amount of tax credits to be allocated to the Project under Section 42 of the Internal Revenue Code of 1986, as amended, does not exceed the amount necessary for the financial feasibility of the Project and its viability as a qualified housing project throughout the credit period for the Project. In making the foregoing determination, the Issuer has relied upon representations of the Applicant. The foregoing determinations shall not be construed to be a representation or warranty by the Issuer as to the feasibility or viability of the Project. The Mayor of the City of Indianapolis (the "Mayor") is hereby directed to delegate to the Director, Department of Metropolitan Development, the authority to execute on behalf of the Mayor and the Issuer any and all documents required in the application process for tax credit or volume cap allocations from the appropriate State of Indiana agency. In reliance upon the representations of the Applicant, it is hereby found and determined that the Project satisfies the requirements for the allocation of a housing credit dollar amount under IHFA's qualified allocation plan.

SECTION 7. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 606, 2003. Councillor Langsford reported that the Metropolitan Development Committee heard Proposal No. 606, 2003 on October 20, 2003. The proposal, sponsored by Councillor Langsford, is an inducement resolution for TR Associates, LLC in an amount not to exceed \$6,600,000 which consists of the acquisition and substantial rehabilitation of the existing 284-unit Timber Ridge Apartments located at 4005 Meadows Drive (District 11). By a 9-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Moriarty Adams stated that she will abstain from voting to avoid the appearance of a conflict of interest.

Councillor Langsford moved, seconded by Councillor Smith, for adoption. Proposal No. 606, 2003 was adopted on the following roll call vote; viz:

26 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, McWhirter, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford

0 NAYS:

2 NOT VOTING: Coonrod, Moriarty Adams

1 ABSENT: Massie

Proposal No. 606, 2003 was retitled SPECIAL RESOLUTION NO. 76, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 76, 2003

A SPECIAL RESOLUTION approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "Issuer") is authorized by IC 36-7-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, rehabilitation, construction, installation and equipping of said facilities, and said facilities to be either sold or leased to a company or the proceeds of the revenue bond issue may be loaned to the company and said facilities directly owned by the Company; and

WHEREAS, TR Associates, LLC or its assigns (the "Applicant"), has advised the Indianapolis Economic Development Commission (the "Commission") and the Issuer that it proposes that the Issuer either acquire certain economic development facilities and sell or lease the same to Applicant or loan the proceeds of an economic development financing to the Applicant for the same, said economic development facilities to consist of the acquisition and rehabilitation of the existing 284-unit Timber Ridge Apartments located on an approximately 9.43 acre parcel of land at 4005 Meadows Drive, Indianapolis, Indiana (the "Project"); and

WHEREAS, the diversification of industry and the creation and retention of opportunities for gainful employment and the creation of business opportunities to be achieved by the acquisition and rehabilitation of the Project will serve a public purpose and be of benefit to the health or general welfare of the Issuer and its citizens;

WHEREAS, it would appear that the financing of the Project would be of benefit to the health or general welfare of the Issuer and its citizens; and

WHEREAS, the acquisition and rehabilitation of the Project will not have an adverse competitive effect on similar facilities already constructed or operating within the jurisdiction of the Issuer; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It finds, determines, ratifies and confirms that the diversification of industry and the retention of opportunities for gainful employment within the jurisdiction of the Issuer, is desirable, serves a public purpose, and is of benefit to the health or general welfare of the Issuer; and that it is in the public interest that this Issuer take such action as it lawfully may to encourage the diversification of industry, the creation of business opportunities, and the creation and retention of opportunities for gainful employment within the jurisdiction of the Issuer.

SECTION 2. It further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds of the Issuer in an amount not to exceed \$6,600,000 under the Act to be privately placed or publicly offered if permitted under current Commission policy for the acquisition and rehabilitation of the Project and the sale or leasing of the Project to the Applicant or the loan of the proceeds of the revenue bonds to the Applicant for the acquisition and rehabilitation of the Project will serve the public purposes referred to above in accordance with the Act.

SECTION 3. In order to induce the Applicant to proceed with the acquisition and rehabilitation of the Project, this Council hereby finds, determines, ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided (a) that all of the foregoing shall be mutually acceptable to the Issuer and the Applicant and (b) subject to the further caveat that this inducement resolution expires on July 31, 2004, unless such bonds have been issued or an Ordinance authorizing the issuance of such bonds has been adopted by this Council prior to the aforesaid date or unless, upon a showing of good cause by the Applicant, the Issuer, by official action, extends the term of this inducement resolution; and (ii) it will adopt such ordinances and resolutions and authorize the execution and delivery of such instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said economic development revenue bonds, provided that at the time of the proposed issuance of such bonds (a) this inducement resolution is still in effect and (b) if applicable, the aggregate amount of private activity bonds previously issued during that calendar year

will not exceed the private activity bond limit for such calendar year, it being understood that the Issuer, by taking this action, is not making any representation nor any assurances that (1) any such allocable limit will be available, because inducement resolutions in the aggregate amount in excess of the private activity bond limit may, and in all probability will, be adopted; (2) the proposed Project will have no priority over other projects which have applied for such private activity bonds and have received inducement resolutions; and (3) no portion of such activity bond limit has been guaranteed for the proposed Project; and (iii) it will use its best efforts at the request of the Applicant to authorize the issuance of additional bonds for refunding and refinancing the outstanding principal amount of the bonds, for completion of the Project and for additions to the Project, including the costs of issuance (providing that the financing of such addition or additions to the Project is found to have a public purpose [as defined in the Act] at the time of authorization of such additional bonds), and that the aforementioned purposes comply with the provisions of the Act.

SECTION 4. All costs of the Project incurred after the date which is sixty (60) days prior to the adoption of this resolution, including reimbursement or repayment to the Applicant of monies expended by the Applicant for application fees, planning, engineering, underwriting expenses, attorney and bond counsel fees, and acquisition and rehabilitation of the Project will be permitted to be included as part of the bond issue to finance said Project, and the Issuer will thereafter sell the Project to the Applicant or loan the proceeds of the revenue bonds to the Applicant for the Project. Also certain indirect expenses incurred prior to such date will be permitted to be included as part of the bond issue to finance the Project in accordance with the Final Regulations (T 8476) on Arbitrage Restrictions on Tax-Exempt Bonds in particular Section 1.150-2.

SECTION 5. This Council recognizes that the Applicant intends to utilize Tax Credits, if available, pursuant to Section 42 of the Internal Revenue Code of 1986, as amended, or any successor section thereof in connection with the financing of the Project with tax-exempt bonds.

SECTION 6. The Council hereby finds and determines that the amount of tax credits to be allocated to the Project under Section 42 of the Internal Revenue Code of 1986, as amended, does not exceed the amount necessary for the financial feasibility of the Project and its viability as a qualified housing project throughout the credit period for the Project. In making the foregoing determination, the Issuer has relied upon representations of the Applicant. The foregoing determinations shall not be construed to be a representation or warranty by the Issuer as to the feasibility or viability of the Project. The Mayor of the City of Indianapolis (the "Mayor") is hereby directed to delegate to the Director, Department of Metropolitan Development, the authority to execute on behalf of the Mayor and the Issuer any and all documents required in the application process for tax credit or volume cap allocations from the appropriate State of Indiana agency. In reliance upon the representations of the Applicant, it is hereby found and determined that the Project satisfies the requirements for the allocation of a housing credit dollar amount under IHFA's qualified allocation plan.

SECTION 7. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 533, 2003. Councillor Bainbridge reported that the Public Works Committee heard Proposal No. 533, 2003 on September 25, 2003, but were unable to take action due to lack of a quorum. The Committee again heard the proposal on October 16, 2003. The proposal, sponsored by Councillors Bainbridge and Moriarty Adams, approves an increase of \$125,000 in the 2003 Budget of the Department of Public Works, Engineering Division (Non-Lapsing Federal Grants Fund) to complete a scoping report for a proposed Downtown Cultural Trail, financed by a Federal Highway Administration Transportation Enhancement grant. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

President Borst called for public testimony at 8:12 p.m. There being no one present to testify, Councillor Bainbridge moved, seconded by Councillor Moriarty Adams, for adoption. Proposal No. 533, 2003 was adopted on the following roll call vote; viz:

28 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford
0 NAYS:
1 ABSENT: Massie

Proposal No. 533, 2003 was retitled FISCAL ORDINANCE NO. 137, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 137, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance 99, 2002) appropriating One Hundred Twenty-five Thousand Dollars (\$125,000) in the Non-Lapsing Federal Grants Fund for purposes of the Department of Public Works, Engineering Division and reducing certain other appropriations.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01(j) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Public Works, Engineering Division to complete a scoping report for a proposed Downtown Cultural Trail, financed by a Federal Highway Administration Transportation Enhancement grant.

SECTION 2. The sum of One Hundred Twenty-five Thousand Dollars (\$125,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

DEPARTMENT OF PUBLIC WORKS

ENGINEERING DIVISION

3. Other Services and Charges
TOTAL INCREASE

NON-LAPSING FEDERAL GRANTS FUND

125,000
125,000

SECTION 4. The said additional appropriation is funded by the following reductions:

NON-LAPSING FEDERAL GRANTS FUND

Unappropriated and Unencumbered
Non-Lapsing Federal Grants Fund
TOTAL DECREASE

125,000
125,000

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SECTION 7. This appropriation shall be in addition to all appropriations provided for in the regular budget and levy, and shall continue in effect until the completion of the project described in section 1 above.

PROPOSAL NO. 558, 2003. Councillor Langsford reported that the Metropolitan Development Committee heard Proposal No. 558, 2003 on October 20, 2003. The proposal, sponsored by Councillors Langsford, Nytes, and Talley, approves an increase of \$581,000 and a transfer of \$185,000 in the 2003 Budget of the Department of Metropolitan Development (Federal Grants Fund) to support the Amber Woods Cooperative rehabilitation project, to offer down-payment assistance to new homebuyers in Fall Creek Place, and to remove debris from the Fall Creek

Place project area, financed by a transfer and federal grants. By an 8-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Smith said that in light of an article in this morning's newspaper, he is concerned about the financial stability of developers in the Fall Creek project. Maury Plambeck, director of the Department of Metropolitan Development (DMD), said that the paper printed a letter to the editor from a former buyer. He said that the department is currently in a lawsuit with that particular builder and this situation will affect less than 10 homeowners, and they are working through it. He said that overall, the project is going extremely well.

Councillor Talley said that the Amber Woods property is in desperate need of rehabilitation, and he supports the proposal.

Councillor Black asked if there is a level of income that must be met for these homeowners to receive downpayment assistance. Beth White, deputy director of DMD, said that there is an income level, and this assistance will go to low-to-moderate income buyers.

President Borst called for public testimony at 8:18 p.m. There being no one present to testify, Councillor Langsford moved, seconded by Councillor Nytes, for adoption. Proposal No. 558, 2003 was adopted on the following roll call vote; viz:

27 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, McWhirter, Moriarty Adams, Nytes, Sanders, Short, Smith, Soards, Talley, Tilford
1 NAY: Schneider
1 ABSENT: Massie

Proposal No. 558, 2003 was retitled FISCAL ORDINANCE NO. 138, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 138, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 99, 2002) transferring and appropriating an additional Seven Hundred Sixty-six Thousand Dollars (\$766,000) in the Federal Grants Fund for purposes of the Department of Metropolitan Development, Division of Community Development and reducing the unappropriated and unencumbered balance in the Federal Grants Fund and reducing certain other appropriations for that division.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(i) of the City-County Annual Budget for 2003 be, and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Metropolitan Development, Division of Community Development, to support the Amber Woods Cooperative (AWC) rehabilitation project, to offer down-payment assistance to new homebuyers in Fall Creek Place, and to remove debris from the Fall Creek Place project area, financed by a transfer between characters and Federal grants.

SECTION 2. The sum of Seven Hundred Sixty-six Thousand Dollars (\$766,000) be, and the same is hereby, appropriated and transferred for the purposes as shown in Section 3 by reducing the unappropriated balances and accounts as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

DEPARTMENT OF METROPOLITAN DEVELOPMENT
DIVISION OF COMMUNITY DEVELOPMENT

3. Other Services and Charges
TOTAL INCREASE

FEDERAL GRANTS FUND
766,000
766,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
Federal Grants Fund	<u>581,000</u>
TOTAL REDUCTION	581,000
 <u>DEPARTMENT OF METROPOLITAN DEVELOPMENT</u>	
<u>DIVISION OF COMMUNITY DEVELOPMENT</u>	
4. Capital Outlay	<u>185,000</u>
TOTAL DECREASE	185,000

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 559-561 and 564-566, 2003 on October 8, 2003. He asked for consent to vote on Proposal No. 560, 2003 first because of one dissenting vote in Committee and on the other proposals together. Consent was given.

PROPOSAL NO. 560, 2003. The proposal, sponsored by Councillors Dowden, Moriarty Adams, and Talley, approves an increase of \$1,500 in the 2003 Budget of the Department of Public Safety, Fire Division (Non-Lapsing Federal Grants Fund) to continue a car seat Permanent Fitting Station project at IFD Station #30, financed by a federal grant. By a 6-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Schneider said he voted against the proposal in Committee because he questions if this is a proper use of taxpayer funds.

President Borst called for public testimony at 8:20 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Moriarty Adams, for adoption. Proposal No. 560, 2003 was adopted on the following roll call vote; viz:

26 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, McWhirter, Moriarty Adams, Sanders, Short, Smith, Soards, Talley, Tilford
1 NAY: Schneider
1 NOT VOTING: Nytes
1 ABSENT: Massie

Proposal No. 560, 2003 was retitled FISCAL ORDINANCE NO. 139, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 139, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 99, 2002) appropriating an additional Fifteen Hundred Dollars (\$1,500) in the Non-Lapsing Federal Grants Fund for purposes of the Department of Public Safety, Fire Division, and reducing the unappropriated and unencumbered balance in the Non-Lapsing Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(k) of the City-County Annual Budget for 2003 be, and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Public Safety, Fire Division, to continue a car seat Permanent Fitting Station (PFS) project at IFD Station #30, which provides education and training in the proper installation and use of car seats, financed by a federal grant.

SECTION 2. The sum of Fifteen Hundred Dollars (\$1,500) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

DEPARTMENT OF PUBLIC SAFETY

FIRE DIVISION

- 2. Supplies
- 3. Other Services and Charges
- TOTAL INCREASE

NON-LAPSING FEDERAL GRANTS FUND

1,245
255
1,500

SECTION 4. The said additional appropriation is funded by the following reductions:

NON-LAPSING FEDERAL GRANTS FUND

- Unappropriated and Unencumbered
- Non-Lapsing Federal Grants Fund
- TOTAL REDUCTION

1,500
1,500

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This appropriation shall be in addition to all appropriations provided for in the regular budget and levy, and shall continue in effect until the completion of the program described in section 1 above.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 559, 2003. The proposal, sponsored by Councillors Dowden, Moriarty Adams, and Talley, approves an increase of \$596,100 in the 2003 Budget of the Department of Public Safety, Police Division (Non-Lapsing Federal Grants Fund) for technology upgrades, financed by a federal grant. PROPOSAL NO. 561, 2003. The proposal, sponsored by Councillors Dowden, Moriarty Adams, and Talley, approves an increase of \$2,799 in the 2003 Budget of the Department of Public Safety, Emergency Management Planning Division (Non-Lapsing Federal Grants Fund) to support the Community Emergency Response Team program, financed by a federal grant. PROPOSAL NO. 564, 2003. The proposal, sponsored by Councillors Dowden, Moriarty Adams, and Talley, approves an increase of \$84,032 in the 2003 Budgets of the County Auditor and the County Sheriff (State and Federal Grants Fund) for Victim Assistance salaries and fringes, funded by a state grant (Indiana Criminal Justice Institute) (The local match of \$21,008 is funded by the existing appropriations in the County Sheriff's budget.). PROPOSAL NO. 565, 2003. The proposal, sponsored by Councillors Dowden, Moriarty Adams, and Talley, approves an increase of \$31,927 in the 2003 Budget of the County Sheriff (State and Federal Grants Fund) for the reimbursement of prior expenses related to housing illegal aliens by the State Criminal Alien Assistance Program, funded by a federal grant. PROPOSAL NO. 566, 2003. The proposal, sponsored by Councillor Dowden, approves a transfer of \$22,148 and an increase of \$1,030,449 in the 2003 Budgets of the County Auditor and the Marion Superior Court, Juvenile Division (State and Federal Grants Fund) to cover expenses for Block Grants #3 and #4 and to appropriate Juvenile Accountability Block Grant #5 (The local match of \$80,089 is

funded by the existing appropriations in the Marion Superior Court, Juvenile Division's budget.). By unanimous votes, the Committee reported the proposals to the Council with the recommendation that they do pass.

President Borst called for public testimony at 8:25 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Talley, for adoption. Proposal Nos. 559, 561, and 564-566, 2003 were adopted on the following roll call vote; viz:

28 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford
0 NAYS:
1 ABSENT: Massie

Proposal No. 559, 2003 was retitled FISCAL ORDINANCE NO. 140, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 140, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 99, 2002) appropriating an additional Five Hundred Ninety-six Thousand One Hundred Dollars (\$596,100) in the Non-Lapsing Federal Grants Fund for purposes of the Department of Public Safety, Police Division, and reducing the unappropriated and unencumbered balance in the Non-Lapsing Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(k) of the City-County Annual Budget for 2003 be, and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Public Safety, Police Division, to upgrade wiring in police buildings that house wireless hubs/access points, purchase and install 32 new wireless hubs, purchase/upgrade 70 laptops, purchase 65 laptop mounts and 35 Vehicle Radio Modems (VRMs), financed by a federal grant.

SECTION 2. The sum of Five Hundred Ninety-six Thousand One Hundred Dollars (\$596,100) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

DEPARTMENT OF PUBLIC SAFETY

POLICE DIVISION

3. Other Services and Charges
4. Capital Outlay
TOTAL INCREASE

NON-LAPSING FEDERAL GRANTS FUND

121,787
474,313
596,100

SECTION 4. The said additional appropriation is funded by the following reductions:

NON-LAPSING FEDERAL GRANTS FUND

Unappropriated and Unencumbered
Non-Lapsing Federal Grants Fund
TOTAL REDUCTION

596,100
596,100

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This appropriation shall be in addition to all appropriations provided for in the regular budget and levy, and shall continue in effect until the completion of the program described in section 1 above.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 561, 2003 was retitled FISCAL ORDINANCE NO. 141, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 141, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 99, 2002) appropriating an additional Two Thousand Seven Hundred Ninety-nine Dollars (\$2,799) in the Non-Lapsing Federal Grants Fund for purposes of the Department of Public Safety, Emergency Management and Planning Division, and reducing the unappropriated and unencumbered balance in the Non-Lapsing Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(k) of the City-County Annual Budget for 2003 be, and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Public Safety, Emergency Management Planning Division, to support the Community Emergency Response Team (CERT) program, which provides training to selected local citizens who will respond to emergency situation in their communities, financed by a federal grant.

SECTION 2. The sum of Two Thousand Seven Hundred Ninety-nine Dollars (\$2,799) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>DEPARTMENT OF PUBLIC SAFETY</u>	
<u>EMERGENCY MGMT AND PLANNING DIV.</u>	<u>NON-LAPSING FEDERAL GRANTS FUND</u>
2. Supplies	1,300
3. Other Services and Charges	<u>1,499</u>
TOTAL INCREASE	2,799

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>NON-LAPSING FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
Non-Lapsing Federal Grants Fund	<u>2,799</u>
TOTAL REDUCTION	2,799

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This appropriation shall be in addition to all appropriations provided for in the regular budget and levy, and shall continue in effect until the completion of the program described in section 1 above.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 564, 2003 was retitled FISCAL ORDINANCE NO. 142, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 142, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97 2002) appropriating an additional Eighty-four Thousand Thirty-two Dollars (\$84,032) in the State and Federal Grants Fund for purposes of the County Sheriff and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section I (f) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Auditor and the County Sheriff for a one time reimbursement for one (1) officer assigned to the Drug Enforcement Administration.

SECTION 2. The sum of Eighty-four Thousand Thirty-two Dollars (\$84,032) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
I. Personal Services-fringes	19,282
<u>COUNTY SHERIFF</u>	
I. Personal Services	64,750
TOTAL INCREASE	84,032

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	84,032
TOTAL REDUCTION	84,032

SECTION 5. The local match of \$21,008 is funded by the following existing appropriations in the County Sheriff's budget:

	<u>COUNTY GENERAL FUND</u>
Existing appropriation for the County Sheriff	
I. Personal Services	21,008
TOTAL MATCH	21,008

SECTION 6. Except to the extent of matching funds approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 565, 2003 was retitled FISCAL ORDINANCE NO. 143, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 143, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Thirty-one Thousand Nine Hundred Twenty-seven Dollars (\$31,927) in the State and Federal Grants Fund for purposes of the County Sheriff and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (g) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Sheriff to be reimbursed for prior expenses related to housing of illegal aliens.

SECTION 2. The sum of additional Thirty-one Thousand Nine Hundred Twenty-seven Dollars (\$31,927) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY SHERIFF</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
3. Other Services and Charges	31,927
TOTAL INCREASE	31,927

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	31,927
TOTAL REDUCTION	31,927

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 566, 2003 was retitled FISCAL ORDINANCE NO. 144, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 144, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) transferring and appropriating an additional One Million Fifty-two Thousand Five Hundred Ninety-seven Dollars (\$1,052,597) in the State and Federal Grants Fund for purposes of the County Auditor and the Marion County Superior Court, Juvenile Division and reducing certain other appropriations from that court and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (j) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion County Superior Court, Juvenile Division cover expenses in the Juvenile Accountability Block Grants #3 and #4 and to appropriate Juvenile Accountability Block Grant #5.

SECTION 2. The sum of One Million Fifty-two Thousand Five Hundred Ninety-seven Dollars (\$1,052,597) be, and the same is hereby, transferred and appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances and accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services – fringes	88,525

MARION COUNTY SUPERIOR COURT, JUVENILE DIVISION

1. Personal Services	352,334
2. Supplies	27,697
3. Other Services and Charges	533,267
4. Capital Outlay	50,774
TOTAL INCREASE	1,052,597

SECTION 4. The said increased appropriation is funded by the following reductions:

COUNTY AUDITOR

1. Personal Services - fringes

STATE AND FEDERAL GRANTS FUND

5,000

MARION SUPERIOR COURT, JUVENILE DIVISION

1. Personal Services	17,120
2. Supplies	28
TOTAL DECREASE	22,148

STATE AND FEDERAL GRANTS FUND

Unappropriated and Unencumbered

State and Federal Grants Fund

1,030,449

TOTAL REDUCTION

1,030,449

SECTION 5. The local match of \$80,089 is funded by the following existing appropriations in the Marion Superior Court, Juvenile Division:

Existing appropriation for the Superior Court

3. Other Services and Charges

COUNTY GENERAL FUND

80,089

TOTAL MATCH

80,089

SECTION 6. Except to the extent of matching funds approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 569, 2003. Councillor Langsford reported that the Metropolitan Development Committee heard Proposal No. 569, 2003 on October 20, 2003. The proposal, sponsored by Councillors Langsford and Nytes, approves an increase of \$490,000 in the 2003 Budget of the Department of Metropolitan Development, Division of Administrative Services (Non-Lapsing State Grants and City Cumulative Capital Improvement Funds) to pay for the environmental assessment of two brownfield properties (1402 Dr. Martin Luther King Jr. Street and 838 N. Delaware) and to perform additional earthwork at the Keystone Enterprise Park project (located at I70 and Keystone Avenue), financed by a state grant and fund balances. By an 8-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Bradford said that he is opposed to the proposal, because the City is over-paying for these properties due to bad financial choices made by current homeowners.

President Borst called for public testimony at 8:28 p.m. There being no one present to testify, Councillor Langsford moved, seconded by Councillor Nytes, for adoption. Proposal No. 569, 2003 was adopted on the following roll call vote; viz:

25 YEAS: Bainbridge, Black, Borst, Boyd, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Frick, Gibson, Gray, Horseman, Knox, Langsford, McWhirter, Moriarty Adams, Nytes, Sanders, Short, Smith, Soards, Talley, Tilford
3 NAYS: Bradford, Dowden, Schneider
1 ABSENT: Massie

Proposal No. 569, 2003 was retitled FISCAL ORDINANCE NO. 145, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 145, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 99, 2002) appropriating an additional Four Hundred and Ninety Thousand Dollars (\$490,000) in the Non-Lapsing State Grants and City Cumulative Capital Improvement Funds for purposes of the Department of Metropolitan Development, Division of Administrative Services, and reducing the unappropriated and unencumbered balance in the Non-Lapsing State Grants and City Cumulative Capital Improvement Funds.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(i) of the City-County Annual Budget for 2003 be, and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Metropolitan Development, Division of Administrative Services, to pay for the environmental assessment of two brownfield properties, 1402 Dr. Martin Luther King Jr. Street and 838 N. Delaware, and to perform additional earthwork at the Keystone Enterprise Park project, located at I70 and Keystone Ave on the near eastside, financed by a state grant and fund balance.

SECTION 2. The sum of Four Hundred and Ninety Thousand Dollars (\$490,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>DEPARTMENT OF METROPOLITAN DEVELOPMENT</u> <u>DIVISION OF ADMINISTRATIVE SERVICES</u>	<u>CITY CUMULATIVE</u> <u>CAPITAL IMPROVEMENT FUND</u>
4. Capital Outlay	<u>450,000</u>
TOTAL INCREASE	450,000
<u>DEPARTMENT OF METROPOLITAN DEVELOPMENT</u> <u>DIVISION OF ADMINISTRATIVE SERVICES</u>	<u>NON-LAPSING STATE GRANTS FUND</u>
3. Other Services and Charges	<u>40,000</u>
TOTAL INCREASE	40,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>CITY CUMULATIVE</u> <u>CAPITAL IMPROVEMENT FUND</u>
Unappropriated and Unencumbered	
City Cumulative Capital Improvement Fund	<u>450,000</u>
TOTAL REDUCTION	450,000
	<u>NON-LAPSING STATE GRANTS FUND</u>
Unappropriated and Unencumbered	
Non-Lapsing State Grants Fund	<u>40,000</u>
TOTAL REDUCTION	40,000

SECTION 5. The projected December 31, 2003, fund balance for the City Cumulative Capital Improvement Fund is as follows:

Cash balance as of June 30, 2003	7,188,786
Balance of 2003	<u>12,520,699</u>
Projected funds available	19,709,485

June 30 balance of appropriations, including prior year carryover encumbrances	11,870,787
Proposed appropriation (Proposal No. 569, 2003)	450,000
Additional appropriations this year	<u>210,000</u>
Total Requirements	12,530,787

Projected fund balance December 31, 2003	7,178,698
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SECTION 6. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 7. The Non-Lapsing State Grants portion of this appropriation shall be in addition to all appropriations provided for in the regular budget and levy, and shall continue in effect until the completion of the environmental assessment program described in section 1 above.

SECTION 8. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 573, 2003. Councillor Bainbridge reported that the Public Works Committee heard Proposal No. 573, 2003. The proposal, sponsored by Councillors Bainbridge, Moriarty Adams, Conley Coughenour, and Langsford, approves the issuance of proceeds of sale of transportation revenue bonds of the City of Indianapolis in an original aggregate amount not to exceed Twenty Million Dollars. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Schneider asked if it is common practice to borrow money to pay for normal street repairs. Councillor Bainbridge said that it is not what is normally done. Councillor Schneider said that the interest would then be an additional burden on the taxpayer. Bob Clifford, interim controller, said that the City did issue transportation bonds in the 1980s. Barbara Lawrence, director of the Department of Public Works (DPW), said that this borrowing will have no impact on tax rates, as those rates are set by the State. Councillor Schneider said that he wants to see these projects move forward but is concerned about borrowing money for standard projects. Councillor Coughenour said that the best thing about these bonds is being able to access this money at such low interest rates. She said that it will be cheaper to do it now when interest rates are low, than to wait until they get worse, and the cost to replace is much higher than the cost to maintain.

Greg Earnest, 38th and Shadeland Community Improvement Association, said that this will help stimulate growth in their neighborhood. The neighbors have been asking for the widening of a bridge for 20 years, and are excited to finally see it on this list of projects.

President Borst called for public testimony at 8:41 p.m. There being no one present to testify, Councillor Bainbridge moved, seconded by Councillor Nytes, for adoption. Proposal No. 573, 2003 was adopted on the following roll call vote; viz:

28 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford

0 NAYS:

1 ABSENT: Massie

Proposal No. 573, 2003 was retitled SPECIAL ORDINANCE NO. 6, 2003, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 6, 2003

A PROPOSAL FOR A SPECIAL ORDINANCE authorizing the City of Indianapolis, Indiana (the "City") to finance certain street, road, curb and sidewalk improvements and to issue up to Twenty Million Dollars (\$20,000,000) City of Indianapolis, Indiana IndyRoads Revenue Bonds, Series 2003 and approving and authorizing other actions in respect thereto.

WHEREAS, the City has issued its Transportation Refunding and Improvement Revenue Bonds, Series 2001 in the original amount of \$34,680,000 pursuant to a Trust Indenture between the City and Fifth Third Bank, Indiana as Trustee dated as of May 1, 2001 (the "Original Indenture"); and

WHEREAS, the Original Indenture allows for the issuance of additional bonds, pursuant to a supplement to the Original Indenture (a "Supplemental Indenture") to pay for additional projects which can be financed with the Pledged Revenues (as hereinafter defined); and

WHEREAS, the City desires to provide for additional construction, reconstruction and repair of streets, roads, curbs and sidewalks identified in the Metropolitan Thoroughfare Plan and certain highways, arterial streets and local streets within the City's jurisdiction (the "Project") by issuing bonds pursuant to IC 36-3-4-21; and

WHEREAS, the City desires to issue its bonds, pursuant to IC 36-3-4-21, in an amount not to exceed Twenty Million Dollars (\$20,000,000) City of Indianapolis, Indiana IndyRoads Bonds, Series 2003 (the "Bonds") to pay for the Project, pay for costs of issuance and, if necessary, fund a debt service reserve; and

WHEREAS, IC 6-3.5-4 permits the City-County Council to appropriate money derived from the annual license excise surtax to a department of transportation and pursuant to IC 36-3-4-23, the City is authorized to appropriate these monies to its Department of Public Works; and

WHEREAS, IC 6-3.5-5 permits the City-County Council to appropriate money derived from the wheel tax to a department of transportation and pursuant to IC 36-3-4-23, the City is authorized to appropriate these monies to its Department of Public Works; and

WHEREAS, IC 5-1-14 as amended and in effect on the date of issuance of the Bonds, authorizes the City to pledge certain revenues, including the taxes under IC 6-3.5-4 and IC 6-3.5-5, to pay debt service on or secure any obligations of the City if (i) the City has the necessary statutory authority to issue the obligations for any project or purpose for which the pledge is made; (ii) the revenues, money or property is legally available, under federal, state and local laws, to pay or secure debt service, and (iii) the pledge does not purport to create an obligation in violation of any statutory or constitutional limitation to which the City is subject; and

WHEREAS, IC 8-14-1 and 8-14-2, as amended and in effect on the date of issue of the Bonds, authorize the City to pledge certain motor vehicle and highway revenues to pay principal and interest on bonds sold primarily to finance road, street or thoroughfare projects (funds pledged pursuant to IC 5-1-14, IC 6-3.5-4, IC 6-3.5-5, IC 8-14-1 and IC 8-14-2 are collectively referred to herein as the "Pledged Revenues"); and

WHEREAS, the City desires to pledge the Pledged Revenues to secure the Bonds; and

WHEREAS, the total indebtedness of the City including the amount of the Bonds, assuming all such indebtedness constitutes debt in the constitutional sense under the Indiana Constitution, does not exceed any constitutional or statutory limitations on indebtedness and the adjusted value of taxable property in the City, as shown by the last complete and final assessment for state and county taxes, is \$9,660,705,666; and

WHEREAS, IC 5-1.4 provides that a "qualified entity", which term includes the City, may issue and sell its bonds to The Indianapolis Local Public Improvement Bond Bank (the "Bond Bank"); and

WHEREAS, the Executive Director of the Bond Bank has expressed a willingness to purchase the Bonds in a negotiated sale subject to approval by the Board of Directors of the Bond Bank; and

WHEREAS, the City-County Council has determined that it will be in the best interest of the City to sell the Bonds to the Bond Bank in a negotiated sale; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City shall issue its Bonds in one or more series and in the principal amounts not to exceed Twenty Million Dollars (\$20,000,000) to pay for the Project to pay costs of issuance and, if necessary, fund a debt service reserve.

SECTION 2. The City Clerk and City Controller are authorized and directed to sell such Bonds to the Bond Bank pursuant to IC 5-1.4 at a price not less than ninety eight percent (98%) nor more than one hundred and four percent (104%) of the aggregate principal amount thereof, plus accrued interest, if any, and at a rate or rates of interest not to exceed six and one half percent (6.5%) per annum. The Bonds will mature no later than twenty (20) years from their date of issuance.

SECTION 3. Interest and principal payments on the Bonds shall be made either annually or semiannually and the Bonds shall be subject to redemption no sooner than eight (8) years from their date of issuance at a premium not to exceed one percent (1%).

SECTION 4. The Bonds shall be secured by a Supplemental Indenture between the City and the Trustee and the pledge of the Pledged Revenues shall be contained therein.

SECTION 5. The City-County Council hereby finds that the total indebtedness of the City, including the amount of the Bonds, assuming all such indebtedness constitutes debt in the constitutional sense under the Indiana Constitution, does not exceed any constitutional or statutory limitations on indebtedness and the adjusted value of taxable property in the City, as shown by the last complete and final assessment for state and county taxes, is \$9,660,705,666.

SECTION 6. The Mayor and City Clerk are authorized to execute a purchase agreement with the Bond Bank upon successful negotiation of the terms of the sale of the Bonds, provided that such terms fit within the parameters set forth above.

SECTION 7. The Mayor and City Clerk are authorized and directed, upon advice of counsel, to execute the Supplemental Indenture and any other documents necessary to accomplish the financing of the Project and the issuance of the Bonds.

SECTION 8. This Special Ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 574, 2003. Councillor Bainbridge reported that the Public Works Committee heard Proposal No. 574, 2003 on October 16, 2003. The proposal, sponsored by Councillors Bainbridge, Moriarty Adams, Conley Coughenour, and Langsford, approves the appropriation of proceeds of sale of transportation revenue bonds of the City of Indianapolis in an original aggregate amount not to exceed Twenty Million Dollars. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

President Borst called for public testimony at 8:42 p.m. There being no one present to testify, Councillor Bainbridge moved, seconded by Councillor Langsford, for adoption. Proposal No. 574, 2003 was adopted on the following roll call vote; viz:

26 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Smith, Soards, Tilford

0 NAYS:

2 NOT VOTING: Short, Talley

1 ABSENT: Massie

Proposal No. 574, 2003 was retitled FISCAL ORDINANCE NO. 146, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 146, 2003

A PROPOSAL FOR A FISCAL ORDINANCE appropriating the proceeds of the City of Indianapolis ("City") IndyRoads Bonds, Series 2003 ("Bonds").

WHEREAS, the City-County Council of Indianapolis, Indiana and of Marion County, Indiana ("Council") has determined to issue bonds to provide for the cost of certain street, road, curb and sidewalk projects and the incidental expenses in connection therewith and on account of the issuance of the Bonds; and

WHEREAS, a notice of a public hearing on the appropriation of the proceeds of the Bonds in an amount not to exceed Twenty Million Dollars (\$20,000,000), plus any original issue premium and investment earnings, to be issued for the purpose of procuring funds to be applied on the costs of certain street, road, curb and sidewalk projects and the incidental expenses to be incurred in connection therewith and with the issuance and sale of the Bonds was properly published in two newspapers published in the City and the proofs of publication were presented to the Council and placed in the Council's records; now, therefore:

**BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. An appropriation in an amount not to exceed Twenty Million Dollars (\$20,000,000) plus any original issue premium and investment earnings is hereby made to be applied on the costs of certain street, road, curb and sidewalk projects and the incidental expenses incurred in connection therewith and on account of the issuance of Bonds therefore, and that the funds to meet this appropriation be provided out of the proceeds of the Bonds (to include any original issue premium) and investment earnings; that this appropriation be in addition to all other appropriations provided for in the existing budget and tax levy for the current year.

SECTION 2. The Controller is hereby authorized and directed to report and certify the additional appropriation to the State Department of Local Government Finance.

SECTION 3. Any proceeds of the Bonds in excess of the funds needed to pay the costs of the projects and pay the issuance costs of the Bonds shall be subject to appropriation by the City-County Council of the City of Indianapolis.

SECTION 4. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - UNFINISHED BUSINESS

PROPOSAL NO. 514, 2003. The proposal, sponsored by Councillor Boyd, urges the Marion County Election Board to provide training on the County's new voting machines for polling place officials, political parties and voters prior to the 2003 General Election. President Borst stated that Proposal No. 514, 2003 was tabled at the meeting on October 6, 2003. He said that the proposal will remain tabled unless anyone wishes it to be pulled off the table for discussion. Hearing no such motion, Proposal No. 514, 2003 remains tabled.

SPECIAL ORDERS - FINAL ADOPTION

Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 485, 532, 562, and 567, 2003 on October 8, 2003. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 485, 2003. The proposal, sponsored by Councillors Dowden, Douglas, Moriarty Adams, and Talley, provides 40 hours of paid leave for public safety officers who sustain an on-duty injury that causes him or her to be absent from work for more than 40 consecutive hours. PROPOSAL NO. 532, 2003. The proposal, sponsored by Councillor Dowden, approves a transfer of \$1,100,000 in the 2003 Budget of the Marion Superior Court (County General Fund) to fund rent-related expenses for probation satellites. PROPOSAL NO. 562, 2003. The proposal, sponsored by Councillors Dowden, Moriarty Adams, and Talley, approves a transfer of \$6,736 in the 2003 Budget of the Department of Public Safety, Animal

Care and Control Division (Consolidated County Fund) to purchase additional animal supplies and equipment. PROPOSAL NO. 567, 2003. The proposal, sponsored by Councillor Moriarty Adams, seeks authorization to pay legal expenses incurred with the jail-overcrowding litigation from the jail commissary fund. By unanimous votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Dowden moved, seconded by Councillor Moriarty Adams, for adoption. Proposal Nos. 485, 532, 562, and 567, 2003 were adopted on the following roll call vote; viz:

27 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Smith, Soards, Talley, Tilford

0 NAYS:

1 NOT VOTING: Short

1 ABSENT: Massie

Proposal No. 485, 2003 was retitled GENERAL ORDINANCE NO. 88, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 88, 2003

PROPOSAL FOR A GENERAL ORDINANCE to amend the Revised Code to provide forty (40) hours of paid leave for public safety officers who sustain an on-duty injury that causes him or her to be absent from work for more than forty (40) consecutive hours.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Article II of Chapter 291 of the "Revised Code of the Consolidated City and County," regarding personnel leaves and holidays, hereby is amended by the addition of a NEW Section 291-216, to read as follows:

Sec. 291-216. Public safety officer on-duty injury leave.

A public safety officer employed full-time by the Indianapolis Police Department who sustains an on-duty injury which causes the public safety officer to be absent from work for more than forty (40) consecutive hours, shall receive forty (40) hours of on-duty sick leave, to be used during the qualifying period for short term disability leave as provided in Sec. 291-204 of the Code, and/or workers' compensation benefits as provided by state law; however, in no event shall the public safety officer be entitled to receive more than his or her regular rate of pay. In order to qualify for this leave, the public safety officer must provide appropriate medical documentation. The leave taken pursuant to this provision shall not be deducted from the public safety officer's accrued benefit leave or short term disability leave.

SECTION 2. The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 3. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provision or provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 4. This ordinance shall be in effect from and after its passage by the Council and compliance with Ind. Code § 36-3-4-14.

Proposal No. 532, 2003 was retitled FISCAL ORDINANCE NO. 147, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 147, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) transferring and appropriating an additional One Million One Hundred Thousand Dollars (\$1,100,000) in the County General Fund for purposes of the Marion Superior Court and reducing certain other appropriations from that agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(j) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion Superior Court to transfer monies to fund rent related expenses for Probation Satellites.

SECTION 2. The sum of One Million One Hundred Thousand Dollars (\$1,100,000) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>MARION SUPERIOR COURT</u>	<u>COUNTY GENERAL FUND</u>
2. Supplies	100,000
3. Other Services and Charges	<u>1,000,000</u>
TOTAL INCREASE	1,100,000

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>MARION SUPERIOR COURT</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	<u>1,100,000</u>
TOTAL DECREASE	1,100,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 562, 2003 was retitled FISCAL ORDINANCE NO. 148, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 148, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 99, 2002) transferring and appropriating an additional Six Thousand Seven Hundred Thirty-six Dollars (\$6,736) in the Consolidated County Fund for purposes of the Department of Public Safety, Animal Care and Control Division and reducing certain other appropriations for that division.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01(k) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Public Safety, Animal Care and Control Division to purchase additional animal supplies and equipment, including vaccines, medication, micro-chips, syringes, and cleaning supplies, financed by a transfer of funds.

SECTION 2. The sum of Six Thousand Seven Hundred Thirty-six Dollars (\$6,736) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>DEPARTMENT OF PUBLIC SAFETY</u> <u>ANIMAL CARE AND CONTROL DIVISION</u>	<u>CONSOLIDATED COUNTY FUND</u>
2. Supplies	<u>6,736</u>
TOTAL INCREASE	6,736

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>DEPARTMENT OF PUBLIC SAFETY</u> <u>ANIMAL CARE AND CONTROL DIVISION</u>	<u>CONSOLIDATED COUNTY FUND</u>
4. Capital Outlay	6,736
TOTAL DECREASE	6,736

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 567, 2003 was retitled SPECIAL RESOLUTION NO. 77, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 77, 2003

A SPECIAL RESOLUTION authorizing the payment of legal fees by the Marion County Sheriff's Department from the Jail Commissary Fund.

WHEREAS, the Marion County Sheriff has been the named defendant in litigation pending since 1972 concerning jail overcrowding and other alleged unconstitutional conditions, under the cause currently captioned as Marion County Jail Inmates v. Sheriff Frank J. Anderson, et al., Cause IP-72-04240-C-B/S, U.S. District Court, Southern District of Indiana, Indianapolis Division ("the Litigation"); and

WHEREAS, the Marion County Sheriff has incurred, and will continue to incur, legal expenses in connection with the Litigation which are not and will not be covered by the Department's regular appropriation; and

WHEREAS, the Marion County Sheriff's Department maintains a jail commissary fund pursuant to IC 36-8-10-21; and

WHEREAS, IC 36-8-10-21(d)(9) authorizes expenditures from the commissary fund for any "purpose that benefits the sheriff's department that is mutually agreed upon by the county fiscal body and the county sheriff"; and

WHEREAS, the legal expenses incurred in connection with the Litigation are a purpose for which expenditures are authorized from the jail commissary fund; and

WHEREAS, as is required by IC 36-8-10-21(d), the expenditure of such funds are supplemental or in addition to, rather than a replacement for, regular appropriations previously made.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council, pursuant to IC 36-8-10-21, hereby agrees to the expenditure of funds from the jail commissary fund to pay the legal expenses incurred by the Marion County Sheriff in connection with the Litigation.

SECTION 2. The Marion County Sheriff shall maintain a record of the fund's receipts and disbursements, and shall semiannually continue to provide a copy of this record of receipts and disbursements to the City-County Council on July 1 and December 31, as is required by IC 36-8-10-21(e).

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor McWhirter reported that the Administration and Finance Committee heard Proposal Nos. 511, 568, and 571, 2003 on October 14, 2003. She asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 511, 2003. The proposal, sponsored by Councillor McWhirter, authorizes the auditor to collect an endorsement fee of \$5 for each legal description of each parcel contained in a deed. PROPOSAL NO. 568, 2003. The proposal, sponsored by Councillor Frick, approves a

transfer of \$35,345 in the 2003 Budget of the County Treasurer (County General Fund) to cover the postage expense for the mailing of tax bills. PROPOSAL NO. 571, 2003. The proposal, sponsored by Councillor Borst, approves a transfer of \$52,900 in the 2003 Budget of the City-County Council (Consolidated County Fund) to upgrade council office computer data base and ordinance tracking system. By 7-0 votes, the Committee reported Proposal No. 511, 2003 to the Council with the recommendation that it do pass as amended and Proposal Nos. 568 and 571, 2003 to the Council with the recommendation that they do pass. Councillor McWhirter moved, seconded by Councillor Frick, for adoption. Proposal No. 511, 2003, as amended, and Proposal Nos. 568 and 571, 2003 were adopted on the following roll call vote; viz:

27 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Frick, Gibson, Gray, Horseman, Knox, Langsford, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford

0 NAYS:

1 NOT VOTING: Dowden

1 ABSENT: Massie

Proposal No. 511, 2003, as amended, was retitled GENERAL ORDINANCE NO. 89, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 89, 2003

A GENERAL ORDINANCE amending Section 131-242 of the Revised Code of the Consolidated City of Indianapolis and Marion County, Indiana to authorize the Marion County Auditor to collect an endorsement fee on a document conveying an interest in real property.

WHEREAS, IC 36-2-11-14(a) requires the Marion County Auditor to endorse on each document that partitions or conveys real property "duly entered for taxation subject to final acceptance for transfer," "not taxable," or "duly entered for taxation;" and

WHEREAS, IC 36-2-9-18(d) was recently amended by the Indiana General Assembly to provide that the City-County Council may authorize the endorsement fee to be collected for each legal description of each parcel contained in a deed; and

WHEREAS, the Auditor seeks authorization to charge the endorsement fee for each legal description of each parcel contained in a deed; now therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Section 131-242 of the "Revised Code of the Consolidated City and County" be, and is hereby, amended by adding the underlined text and deleting the text stricken through to read as follows:

Sec. 131-242. Auditor's endorsement fee.

(a) Pursuant to IC 36-2-9-18(d), the city-county council hereby authorizes the Auditor to charge a fee in the amount of Five Dollars (\$5.00) for each endorsement made by the Auditor for each legal description of each parcel in ~~on~~ a document that partitions or conveys real property.

(b) This endorsement fee is to be paid at the time the endorsement is made by the Auditor, and this endorsement fee is in addition to other fees provided by law to be charged by the Auditor.

(c) The Auditor shall deposit all fees received under this section in a dedicated fund for use in maintaining property records plat books.

SECTION 2. This ordinance shall be in full force and on and after November 1, 2003.

Proposal No. 568, 2003 was retitled FISCAL ORDINANCE NO. 149, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 149, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 96, 2002) transferring and appropriating an additional Thirty-five Thousand Three Hundred Forty-five Dollars (\$35,345) in the County General Fund for purposes of the County Treasurer and reducing certain other appropriations from that agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.(e) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Treasurer to cover the postage for the mailing of tax bills.

SECTION 2. The sum of Thirty-five Thousand Three Hundred Forty-five Dollars (\$35,345) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>COUNTY TREASURER</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services and Charges	<u>35,345</u>
TOTAL INCREASE	35,345

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>COUNTY TREASURER</u>	<u>COUNTY GENERAL FUND</u>
4. Capital Outlay	<u>35,345</u>
TOTAL DECREASE	35,345

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 571, 2003 was retitled FISCAL ORDINANCE NO. 150, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 150, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 99, 2002) transferring and appropriating an additional Fifty-two Thousand Nine Hundred Dollars (\$52,900) in the Consolidated County Fund for purposes of the City-County Council and reducing certain other appropriations for that agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the City-County Council to upgrade council office computer data base and ordinance tracking system.

SECTION 2. The sum of Fifty-two Thousand Nine Hundred Dollars (\$52,900) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>CITY-COUNTY COUNCIL</u>	<u>CONSOLIDATED COUNTY FUND</u>
3. Other Services and Charges	<u>52,900</u>
TOTAL INCREASE	52,900

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>CITY-COUNTY COUNCIL</u>	<u>CONSOLIDATED COUNTY FUND</u>
1. Personal Services	<u>52,900</u>
TOTAL DECREASE	52,900

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 515, 2003. Councillor Langsford reported that the Metropolitan Development Committee heard Proposal No. 515, 2003 on October 20, 2003. The proposal, sponsored by Councillors Langsford and Horseman, amends the definitions of "adult cabaret" and "adult motel" in the commercial zoning districts ordinances to make the definitions consistent with those in the city's adult entertainment businesses ordinances (03-AO-02) (Certified September 5, 2003). By a 9-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Langsford moved, seconded by Councillor Horseman, for adoption. Proposal No. 515, 2003 was adopted on the following roll call vote; viz:

24 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coughenour, Douglas, Frick, Gibson, Gray, Horseman, Knox, Langsford, McWhirter, Moriarty Adams, Nytes, Sanders, Short, Soards, Talley, Tilford
0 NAYS:
4 NOT VOTING: Coonrod, Dowden, Schneider, Smith
1 ABSENT: Massie

Proposal No. 515, 2003 was retitled GENERAL ORDINANCE NO. 90 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 90, 2003

PROPOSAL FOR A GENERAL ORDINANCE to amend the Revised Code to clarify certain definitions in the commercial zoning districts ordinances and to make the definitions consistent with those in the city's adult entertainment businesses ordinances.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Section 732-217 of the "Revised Code of the Consolidated City and County," regarding the construction of language and definitions for the commercial zoning districts ordinances, hereby is amended by the deletion of the language that is stricken-through, and by the addition of the language that is underscored, to read as follows:

Sec. 732-217. Construction of language and definitions.

(a) *Construction of language.* The language of this article shall be interpreted in accordance with the following regulations:

- (1) The particular shall control the general.
- (2) In the case of any difference of meaning or implication between the text of this article and any illustration or diagram, the text shall control.
- (3) The word "shall" is always mandatory and not discretionary. The word "may" is permissive.
- (4) Words used in the present tense shall include the future; and words used in the singular number shall include the plural, and the plural the singular, unless the context clearly indicates the contrary.
- (5) A "building" or "structure" includes any part thereof.

- (6) The phrase "used for," includes "arranged for," "designed for," "intended for," "maintained for," or "occupied for."
- (7) Unless the context clearly indicates the contrary, where a regulation involves two (2) or more items, conditions, provisions, or events connected by the conjunction "and," "or," or "either . . . or" the conjunction shall be interpreted as follows:
 - a. "And" indicates that all the connected items, conditions, provisions, or events shall apply.
 - b. "Or" indicates that the connected items, conditions, provisions, or events may apply singly or in any combination.
 - c. "Either . . . or" indicates that all the connected items, conditions, provisions, or events shall apply singly but not in combination.

(b) *Definitions.* The words in the text or illustrations of this chapter shall be interpreted in accordance with the following definitions. The illustrations and diagrams in this section provide graphic representation of the concept of a definition; the illustration or diagram is not to be construed or interpreted as a definition itself.

Access. The way by which vehicles shall have ingress to and egress from a land parcel or property and the street fronting along such property or parcel.

Access drive. That area within the right-of-way between the pavement edge or curb and the right-of-way line providing ingress and egress to and from a land parcel or property (see Diagram A).

Accessory. A subordinate structure, building or use that is customarily associated with, and is appropriately and clearly incidental and subordinate in use, size, bulk, area and height to the primary structure, building, and use, and is located on the same lot as the primary building, structure, or use.

Administrator. Administrator of the division of planning of the department of metropolitan development or his/her appointed representative.

Adult bookstore. An establishment having at least twenty-five percent (25%) of its:

- (1) Retail floor space used for the display of adult products; or
- (2) Stock in trade consisting of adult products; or
- (3) Weekly revenue derived from adult products.

For purposes of this definition, the phrase *adult products* means books, magazines, periodicals or other printed matter, or photographs, films, motion pictures, video cassettes, slides, tapes, records or other forms of visual or audio representations which are distinguished or characterized by their emphasis on matter depicting, describing or relating to specified sexual activities or specified anatomical areas. For purposes of this definition, the phrase *adult products* also means a device designed or marketed as useful primarily for the stimulation of human genital organs, or for sadomasochistic use or abuse. Such devices shall include, but are not limited to, phallic shaped vibrators, dildos, muzzles, whips, chains, bather restraints, racks, non-medical enema kits, body piercing implements (excluding earrings or other decorative jewelry) or other tools of sado-masochistic abuse.

Adult cabaret. A nightclub, bar, theatre, restaurant or similar establishment ~~which frequently~~ regularly features:

- (1) ~~Live~~ performances by topless or bottomless dancers, go-go dancers, exotic dancers, strippers, or similar entertainers, where such performances are distinguished or characterized by an emphasis on specified sexual activities or by exposure of specified anatomical areas;
- (2) ~~or which regularly feature~~ films, motion pictures, video cassettes, slides or other photographic reproductions which are distinguished or characterized by an emphasis upon the depiction or description of specified sexual activities or specified anatomical areas for observation by patrons;

- (3) Persons who appear in a state of nudity or semi-nudity as defined in Chapter 807, Article I of this Code; or
- (4) Persons who engage in erotic dancing or performances that are intended for the sexual interests or titillation of an audience or customer.

Adult drive-in theatre. An open lot or part thereof, with appurtenant facilities, devoted primarily to the presentation of motion pictures, films, theatrical productions, and other forms of visual productions, for any form of consideration, to persons in motor vehicles or on outdoor seats in which a preponderance of the total presentation time is devoted to the showing of materials distinguished or characterized by an emphasis on matter depicting, describing or relating to specified sexual activities or specified anatomical areas for observation by patrons.

Adult entertainment business. An adult bookstore, adult motion picture theatre, adult mini motion picture theatre, adult motion picture arcade, adult cabaret, adult drive-in theatre, adult live entertainment arcade or adult services establishment.

Adult live entertainment arcade. Any building or structure which contains or is used for commercial entertainment where the patron directly or indirectly is charged a fee to view from an enclosed or screened area or booth a series of live dance routines, strip performances or other gyrational choreography, which performances are distinguished or characterized by an emphasis on specified sexual activities or by exposure to specified anatomical areas.

Adult mini motion picture theatre. An enclosed building with a capacity of more than five (5) but less than fifty (50) persons, used for presenting films, motion pictures, video cassettes, slides or similar photographic reproductions in which a preponderance of the total presentation time is devoted to the showing of materials which are distinguished or characterized by an emphasis on matter depicting, describing, or relating to specified sexual activities or specified anatomical areas for observation by patrons therein.

Adult motel. A hotel, motel or similar establishment offering public accommodations for any form of consideration ~~which that offers a sleeping room for rent for a period of time that is less than ten (10) hours or allows a tenant or occupant of a sleeping room to sub-rent the room for a period of time that is less than ten (10) hours, and that~~ provides patrons, upon request, with closed-circuit television transmissions, films, motion pictures, video cassettes, slides or other photographic reproductions which are distinguished or characterized by an emphasis upon the depiction or description of specified sexual activities or specified anatomical areas.

Adult motion picture arcade. Any place to which the public is permitted or invited wherein coin- or slug-operated or electronically, electrically or mechanically controlled still or motion picture machines, projectors or other image-producing devices are maintained to show images to five (5) or fewer persons per machine at any one (1) time, and where the images so displayed are distinguished or characterized by an emphasis on depicting or describing specified sexual activities or specified anatomical areas.

Adult motion picture theatre. An enclosed building with a capacity of fifty (50) or more persons used for presenting films, motion pictures, video cassettes, slides or similar photographic reproductions in which a preponderance of the total presentation time is devoted to showing of materials which are distinguished or characterized by an emphasis on matter depicting, describing or relating to specified sexual activities or specified anatomical areas for observation by patrons therein.

Adult service establishment. Any building, premises, structure or other facility, or part thereof, under common ownership or control which provides a preponderance of services involving specified sexual activities or display of specified anatomical areas.

Alley. Any public right-of-way which has been dedicated or deeded to and accepted by the public for public use as a secondary means of public access to a lot(s) otherwise abutting upon a public street and not intended for traffic other than public services and circulation to and from such lot(s).

Alteration. Any change in type of occupancy, or any change, addition or modification in construction of the structural members of an existing structure, such as walls, or partitions, columns, beams or girders, as well as any change in doors or windows or any enlargement to or diminution of a structure, whether it be horizontally or vertically.

Amusement arcade. A type of indoor commercial amusement/recreation establishment where more than four (4) amusement machines are available to the public.

Amusement machine. An amusement device operated by means of the insertion of a coin, token, or similar object for the purpose of entertainment, amusement or skill and for the playing of which a fee is charged. "Amusement machine" does not include vending machines which do not incorporate gaming amusement or skill features, nor does the term include any coin-operated mechanical musical device.

Amusement/recreational establishment, commercial. See (indoor/outdoor) commercial amusement/recreational establishment.

Assisted living facility. A residential facility that provides a combination of housing, social activity, supportive services, personalized assistance, and health care, designed to foster independent living, yet respond to the individual needs of those who need help with activities of daily living (ADL - For purposes of this definition this means such activities as walking, eating, dressing, bathing, toileting, and transfer between, or in and out of a chair or bed) and instrumental activities of daily living (IADL - For purposes of this definition this means activities such as doing laundry, cleaning of living areas, meal preparation, engaging in recreational or leisure activities, taking medications properly, managing money and conducting business affairs, using public transportation, writing letters, or using the telephone). Supportive services are available twenty-four (24) hours a day to meet scheduled and unscheduled needs of residents. Such facilities are not licensed as a nursing home. Facilities have single- or double-occupancy living units which contain most dwelling unit features, such as lockable units, a food preparation area, and a full bathroom facility.

Attached multifamily dwelling. See dwelling, attached multifamily.

Automated teller machine (ATM). A mechanized apparatus which performs limited banking functions for customers such as deposits, withdrawals and transfers of funds upon insertion of a customer identification card, password, or similar device.

Awning. A roof-like cover, often of fabric, metal, plastic, fiberglass or glass, designed and intended for protection from the weather or as a decorative embellishment, and which is supported and projects from a wall or roof of a structure over a window, walk, door, or the like.

Basement. That portion of a building with an interior vertical height clearance of not less than seventy-eight (78) inches and having one-half (1/2) or more of its interior vertical height clearance below grade level.

Bed and breakfast. The commercial leasing of no more than four (4) bedrooms(s) for no more than eight (8) guest(s) within a private dwelling unit. Such leasing provides temporary accommodations, typically including a morning meal, to overnight guests for a fee.

Boardinghouse. A building, other than hotels, motels, bed and breakfasts or multifamily dwelling, containing accommodation facilities in common for up to ten (10) persons where lodging, typically with meals, reserved solely for the occupants thereof, is provided for a fee.

Buildable area. The area of a lot remaining after the minimum yard and open space requirements of the applicable zoning ordinance(s) have been met (see Diagram B).

Building. Any structure designed or intended for the support, enclosure, shelter, or protection of persons, animals, or property of any kind, having a permanent roof supported by columns or walls.

Building area. The total ground area, within the lot or project, covered by the primary structure plus garages, carports and other accessory buildings. The ground area of a structure, or portion thereof, not provided with surrounding exterior walls shall be the area immediately under the vertical projection of the roof or the floor above (see Diagram B).

Canopy. A roof-like cover, often of fabric, metal, plastic, fiberglass, or glass on a support, which is supported in total or in part from the ground, providing shelter over, for example, a doorway, outside walk or parking area.

Collector street. See street, collector.

Commercial garage. See garage, commercial.

Commission. The Metropolitan Development Commission of Marion County, Indiana.

Commitment. An official agreement concerning and running with the land as recorded in the Office of the Marion County Recorder.

Community center. A building used for recreational, social, educational and cultural activities of a neighborhood or community.

Comprehensive plan. The Comprehensive Plan for Marion County, Indiana, or segment thereof, adopted by the Metropolitan Development Commission of Marion County, Indiana, pursuant to IC 36-7-4.

Condition. An official agreement between the municipality and the petitioner concerning the use or development of the land as imposed by the Board of Zoning Appeals.

Convenience market. A retail establishment selling a limited number of food items, such as sandwiches, snacks, staple groceries, household items, lottery tickets and food items prepared on the premises, including reheating, which can be immediately consumed. Such establishments may also provide a facility where gasoline and other motor fuels are stored and subsequently dispensed by use of fixed, approved dispensing equipment by customers of the establishment on a self-service basis.

Corner lot. See lot, corner.

Covenant. A legal agreement concerning the use of land.

Crown of the street. The highest point, most often at the centerline, of a street cross-section of the street pavement between the existing curb lines.

Cul-de-sac. See street, cul-de-sac.

Curb cut. The opening along the curb line, exclusive of handicap ramps, at which point vehicles may enter or leave the street (see Diagram A).

Curb line. A line located on either edge of the pavement, but within the right-of-way line (see Diagram A).

Customer service window. Opening on the exterior of a building through which customers receive goods or services in exchange for monetary compensation.

Dance studio. An establishment primarily engaged in operating and providing training, instruction, and demonstrations or recitals in various forms of dance to individuals or groups.

Day care center. Any institution or place operated for the purpose of providing:

- (1) Care;
- (2) Maintenance; or
- (3) Supervision and instruction;

to children who are less than six (6) years old and are separated from their parent(s), guardian, or custodian for more than four (4) hours but less than twenty-four (24) hours a day for ten (10) or more consecutive workdays, where tuition, fees or other forms of compensation are charged, and which is licensed by, and approved to operate as a day care center in accordance with the requirements of the State of Indiana. This definition shall not include a "day care home" of children.

Day care home. Defined in IC 12-3-2-3 as follows: A residential structure where an individual provides child care:

- (1) For compensation;
- (2) For more than four (4) hours but less than twenty-four (24) hours in each of ten (10) consecutive days per year, excluding holidays; and

- (3) To more than five (5) children at a time who:
 - a. Are less than eleven (11) years of age; and
 - b. Are not attended by:
 1. A parent;
 2. A stepparent;
 3. A guardian;
 4. A custodian; or
 5. A relative who is at least eighteen (18) years of age.

Day nursery. Same as day care center.

Display, outdoor. An outdoor area where merchandise is displayed for sale, and which is freely accessible to the public except that automobile retail sales areas shall be considered outdoor display areas whether freely accessible or not. Outdoor display may be the principal use of a lot or may be accessory to a commercial use (as allowed by the zoning district) when the sales transactions occur within a structure.

Dripline. The perimeter of a tree's spread measured to the outermost tips of the branches and extending downward to the ground.

Drive-in. A business establishment so developed that its retail or service character is dependant on providing a driveway approach or parking spaces for motor vehicles to service patrons while in or on the motor vehicle, rather than within a building.

Drive-through. A feature of an establishment which encourages or permits customers to receive services or obtain goods while remaining in or on a motor vehicle.

Drive-through customer window. See customer service window.

Drive-through restaurant. See restaurant, drive-through.

Driveway. Access for vehicular movement to egress/ingress between the right-of-way of private or public streets and the required building setback line (see Diagram A).

Dry cleaning plant. A facility in which the cleaning of garments, fabrics, draperies, etc., is performed with a liquid other than water. The plant is generally not visited by individual customers, but rather by individual dry cleaning dropoff establishments.

Dwelling, attached multifamily. A building or buildings for residential purposes with three (3) or more dwelling units, having common or party wall or walls, on a single lot. Each unit is totally separated from the other by an unpierced wall extending from ground to roof or an unpierced ceiling and floor extending from exterior wall to exterior wall, except for a common or individual stairwell(s) exterior to any dwelling unit(s).

Dwelling unit. One (1) or more rooms connected together in a residential building or residential portion of a building, which are arranged, designed, used and intended for use by one (1) or more human beings living together as a family and maintaining a common household for owner occupancy or rental or lease on a weekly, monthly, or longer basis; and which includes lawful cooking, eating, sleeping space and sanitary facilities reserved solely for the occupants thereof.

Educational services. An establishment providing academic or technical instruction or primarily engaged in offering educational courses and services, including libraries, student exchange programs and curriculum development.

Enlargement (pertaining to adult entertainment only). An increase in the size of the building, structure or premises in which the adult entertainment business is conducted by either construction or use of an adjacent building or any portion thereof whether located on the same or an adjacent lot or parcel of land.

Erect. Activity of constructing, building, raising, assembling, placing, affixing, attaching, creating, or any other way of bringing into being or establishing.

Establishing an adult entertainment business. Shall mean and include any of the following:

- (1) The opening or commencement of any such business as a new business;
- (2) The conversion of an existing business, whether or not an adult entertainment business, to any of the adult entertainment businesses defined herein;
- (3) The relocation of any such business.

Excavation. The breaking of ground, except common household gardening, ground care and agricultural activity.

Family. One (1) or more human beings related by blood, marriage, adoption, or guardianship together with incidental domestic servants and temporary noncompensating guests; or not more than four (4) human beings not so related, occupying a dwelling unit and living as a single housekeeping unit.

Fast food restaurant. See restaurant, fast food.

Floor area, gross. The number of the square feet of horizontal floor area of a building measured from the exterior faces of the exterior walls or from the centerline of walls separating two (2) abutting buildings.

Front lot line. See lot line, front.

Front yard. See yard, front.

Frontage (street frontage). The line of contact of a property with the street right-of-way along a lot line which allows unobstructed, direct access to the property.

Garage, commercial. Any building designed and intended for the storage or repair of motor vehicles for compensation.

Gasoline service station. Any building, land area or other premises or portion thereof, used or intended to be used for the retail dispensing or sales of vehicular fuels; which may include as an accessory use minor automotive repairs; the sale and installation of lubricants, tires, batteries; car washes; and similar accessory uses. Such establishments shall provide a facility where gasoline and other motor fuels are stored and subsequently dispensed by use of fixed, approved dispensing equipment by customers or employees.

Grade, established street. The crown elevation of a street pavement level abutting a property (as fixed by the Department of Public Works).

Grade level (adjacent ground elevation). The lowest point of elevation of the finished surface of the ground, paving or sidewalk and similar surface improvements within the area between the exterior walls of a primary building or structure and the property line, or when the property line is more than ten (10) feet from such walls, between such walls and a line ten (10) feet away from and paralleling such walls.

Grocery store. A commercial establishment, commonly known as a supermarket, food or grocery store, primarily engaged in the retail sale of canned foods and dry goods, such as tea, coffee, spices, sugar, and flour; fresh fruits and vegetables; and fresh and prepared meats, fish and poultry.

Gross floor area. See floor area, gross.

Gross floor area, total. The sum of the gross horizontal areas of all floors below the roof and within the exterior faces of the exterior walls of principal and accessory buildings or the centerlines of walls separating two (2) abutting buildings.

Gross leasable area. The total floor area which is designed for the tenant's occupancy and exclusive use.

Ground cover. Low-growing plants less than eighteen (18) inches in height with a spreading growth habit, such as grasses, vines, flowers, and the like.

Ground floor. That story which contains finished floor area closest to, but not below, grade level. In cases in which the only story with finished floor area is below grade level, that story with finished floor area closest to grade level shall be considered the ground floor.

Handicap ramp. See pedestrian ramp.

Hardsurfaced. Quality of an outer area being solidly constructed of pavement, brick, paving stone, or a combination thereof.

Hardware store. A commercial establishment primarily engaged in the retail sale of a number of basic hardware lines, such as tools, builders' hardware, paint and glass, housewares and household appliances, and cutlery.

Health care facility. A facility or institution, principally engaged in providing services for health maintenance, diagnosis or treatment of human disease, pain, injury, deformity or physical condition.

Health services. Medical, surgical or other similar services provided to individuals, including services provided by physicians, dentists, and other health practitioners, medical and dental laboratories, outpatient care facilities or blood banks.

Hedge. A row or rows of closely planted shrubs, bushes, etc., creating a vegetative barrier.

Height, building. The vertical distance above a reference line measured to the highest point of the coping of a flat roof or to the deck line of a mansard roof or to the height of the highest gable of a pitched or hipped roof. The reference line shall be selected by either of the following, whichever yields a greater building height:

- (1) The elevation of the highest adjoining sidewalk or ground surface within a ten-foot horizontal distance from and paralleling the exterior wall of the building or structure when such sidewalk or ground surface is not more than ten (10) feet above lowest grade;
- (2) An elevation ten (10) feet higher than the lowest grade when such sidewalk or ground surface is more than ten (10) feet above the lowest grade.

Home improvement store/center. A facility for the sale of home, lawn, and garden materials and supplies, brick, lumber, hardware items and other similar materials.

Hotel. Any building or group of buildings containing five (5) or more rooms without direct access to the outside, designed or intended to be occupied for sleeping purposes by guests for a fee, often with general kitchen and dining room facilities provided within the building or an accessory building, and which caters to the travelling public.

Indoor commercial amusement/recreation establishment. A facility wholly enclosed in a building that offers entertainment or games of skill to the general public for a fee. This includes but is not limited to such facilities as bowling alleys, billiard parlors, or arcades.

Inoperable vehicle. A motor vehicle from which there has been removed the engine, transmission or differential or that is otherwise partially dismantled or mechanically inoperable, or any motor vehicle which cannot be driven on a city street without being subject to the issuance of a traffic citation by reason of its operating condition or the lack of a valid license plate.

Integrated center. An area of development (commercial, industrial or any combination of commercial, industrial and residential uses) of one (1) or more lots, comprised of:

- (1) A number of individual, nonrelated and separately operated uses in one (1) building sharing common-site facilities; or
- (2) One (1) or more buildings containing nonrelated and separately operated uses occupying a common-site, which utilize one (1) or a combination of common-site facilities, such as driveway entrances, parking areas, driving lanes, signs, maintenance and similar common services; or

- (3) One (1) or more buildings containing unrelated and separately operated uses occupying individual sites, which are interrelated by the utilization of one (1) or a combination of common facilities, such as driveway entrances, public or private street network, parking areas, maintenance and other services.

Interior access drive. A minor, private street providing access within the boundaries of a project beginning at the required setback line (see Diagram A).

Interior access driveway. Access for vehicular movement to egress/ingress between interior access drives connecting two (2) or more projects or land parcels (see Diagram A).

Job printer. A facility for the commercial reproduction, cutting, printing, or binding of written materials, drawings, or labels on a bulk basis using lithography, offset printing, blueprinting and similar methods.

Landscaping. Any combination of living plants, such as trees, shrubs, ground cover, thickets with grasses planted, preserved, transplanted, maintained to develop, articulate and enhance the aesthetic quality of the area as well as provide erosion and drainage control and wind protection.

Landscaping, interior. Landscaping areas consisting of a combination of trees, shrubs and ground cover located in the interior of vehicular use areas so as to provide visual and climatic relief from broad expanses of pavement and to channelize and define areas for pedestrians and vehicular circulation.

Legally established nonconforming building or structure. Any continuous, lawfully established building or structure erected or constructed prior to the time of adoption, revision or amendment, or granted a variance of the zoning ordinance, but which fails, by reason of such adoption, revision, amendment or variance, to conform to the present requirements of the zoning district.

Legally established nonconforming use. Any continuous, lawful land use having commenced prior to the time of adoption, revision or amendment or granted a variance of the zoning ordinance, but which fails, by reason of such adoption, revision, amendment, or variance to conform to the present requirements of the zoning district.

Liquor store, package. A facility principally for the retail sale of alcoholic beverages for off-premises consumption.

Loading area. An off-street area maintained and intended for the maneuvering and temporary parking of vehicles while transferring goods or materials to and from a facility.

Loading space. An off-street space or berth used for the temporary parking of a commercial vehicle while transferring goods or materials to and from a facility.

Local street. See street, local.

Lot. A tract of land designated by its owner(s) to be used or developed as a unit under single ownership or control. A lot may or may not coincide with a lot of record and may consist of:

- (1) A single lot of record;
- (2) A portion of a lot of record; or
- (3) A combination of complete lots of record, or complete lots of record and portions of lots of record, or of portions of lots of record.

For purposes of this definition, ownership includes:

- (1) The person(s) who holds either fee simple title to the property or is a life tenant as disclosed in the records of the township assessor;
- (2) A contract vendee;
- (3) A long-term lessee (but only if the lease is recorded among the records of the county recorder and has at least twenty-five (25) years remaining before its expiration at the time of applying for a permit) (see Diagram C).

Lot area. The area of a horizontal plane bounded on all sides by the front, rear, and side lot lines that is available for use or development and does not include any area lying within the right-of-way of any public or private street, alley, or easement for surface access (ingress or egress) into the subject lot or adjoining lots.

Lot, corner. A lot abutting upon two (2) or more streets at their intersections, or upon two (2) parts of the same street forming an interior angle of less than one hundred thirty-five (135) degrees (see Diagram C).

Lot, through. A lot abutting two (2) parallel streets, or abutting two (2) streets which do not intersect at the boundaries of the lot (see Diagram C).

Lot line. The legal boundary of a lot as recorded in the Office of the Marion County Recorder.

Lot line, front. The lot line(s) coinciding with the street rights-of-way; in the case of a corner lot, both lot lines coinciding with the street rights-of-way shall be considered front lot lines; or in the case of a through lot, the lot line which most closely parallels the primary entrance of the primary structure shall be considered the front lot line, or so declared by the Administrator (see Diagram B).

Lot line, rear. A lot line which is opposite and most distant from the front lot line, or in the case of a triangularly shaped lot, a line ten (10) feet in length within the lot, parallel to and at the maximum distance from the front lot line. However, in the case of a corner lot line, any lot line which intersects with a front lot line shall not be considered a rear lot line.

Lot line, side. Any lot line not designated as a front or rear lot line.

Lot of record. A lot which is part of a subdivision or a lot or a parcel described by metes and bounds, the description of which has been so recorded in the office of the recorder of Marion County, Indiana.

Main floor area. The area of a horizontal plane, fully bound by the exterior walls of the primary building or structure, of the floor surface at or above grade level exclusive of vent shafts, decks, garages, uncovered or covered open space.

Marginal access street. See street, marginal access.

Mini-warehouses. A building or group of buildings containing one (1) or more individual compartmentalized storage units for the inside storage of customers' goods or wares, where no unit exceeds six hundred (600) square feet in area.

Minor emergency repairs. Those maintenance repairs necessitating an immediate solution yet not posing an immediate life-safety hazard, nor altering the existing character of the structure (see alteration).

Motel. Any building or group of buildings containing five (5) or more rooms with at least twenty-five (25) percent of all rooms having direct access to the outside without the necessity of passing through the main lobby of the building(s), designed or intended to be occupied for sleeping purposes by guests for a fee, where general kitchen and dining room facilities may be provided within the building or an accessory building, and which caters to the traveling public.

Mulch. A protective covering of organic substances placed around plants to control weeds and prevent evaporation of moisture or freezing. Plastic, loose gravel, stones or rocks shall not be considered as mulch.

Neighborhood recycling collection point. A site where individuals bring household recycling materials to either drop off without compensation, or to redeem the materials for monetary compensation. Beyond any limited sorting, no other processing of the material takes place at the site. All materials are stored completely within the structure while awaiting periodic shipment to the processing facilities. While these collection points may be developed as freestanding sites, they typically are accessory uses sharing the site of a larger primary use. Possible structures for this type of operation include such recycling containers as "igloos," reverse vending machines, trailers, or similar structures.

Night club. An establishment engaged primarily in offering entertainment to the general public, in the form of music for dancing or live and recorded performances. The establishment may or may not engage in the preparation and retail sale of alcoholic beverages for consumption on the premises. For the purposes of this chapter, an establishment of a similar nature which caters to, or markets itself

predominantly to, persons under twenty-one (21) years of age shall not be construed to be a night club, but rather a commercial amusement/recreation establishment.

Nonconforming adult entertainment business. Shall mean any building, structure or land lawfully occupied by an adult entertainment business or lawfully situated at the time of passage of General Ordinance 44, 1984, adopted on July 9, 1984, or amendments thereto, which does not conform after the passage of that ordinance or amendments thereto with the regulations of this chapter.

Nursery, day. See day care center.

Off-street. A location completely within the boundaries of the lot, and completely off of public or private rights-of-way or alleys or any interior surface access easement for ingress and egress.

On-center. Distance at grade from the center of one (1) plant to the center of the next plant.

Outdoor commercial amusement/recreation establishment. An open area offering entertainment or games of skill to the general public for a fee. This includes but is not limited to such facilities as golf courses, swimming pools, and baseball/softball fields.

Outdoor display. See display, outdoor.

Outdoor storage. See storage, outdoor.

Parking area. An area of paving other than an open exhibition or display area, not inclusive of interior access drives, driveways, interior access driveways and access drives intended for the temporary storage of automotive vehicles including parking spaces and the area of access for the egress/ingress of automotive vehicles to and from the actual parking space (see Diagram A).

Parking bay. The parking module consisting of one (1) or two (2) rows of parking spaces and the aisle from which motor vehicles enter and leave the spaces (see Diagram A).

Parking space. An off-street portion of the parking area, which shall be used only for the temporary placement of an operable vehicle (see Diagram A).

Pavement. A layer of concrete, asphalt or coated macadam used on street, parking area, sidewalk, or airport surfacing.

Pedestrian ramp. An inclined access opening along the curb line at which point pedestrians, unassisted or assisted by a wheelchair, walker or the like, may enter or leave the street; or an incline providing pedestrians, unassisted or assisted by a wheelchair, walker or the like, access from the ground to an elevated surface.

Permitted use. Any use by right authorized in a particular zoning district or districts and subject to the restrictions applicable to that zoning district.

Personal service. Services provided involving the care of a person or his/her apparel.

Personal service establishment. A commercial establishment primarily engaged in providing services generally to individuals involving the care of a person or his/her apparel, such as laundries, photographic portrait studios, barber and beauty shops, shoe repair, tailor, travel bureaus or similar facilities.

Physically handicapped. An individual who has a physical impairment including impaired sensory, manual or speaking abilities, which results in a functional limitation in access to and use of a building or facility.

Plat. An officially recorded map, as recorded in the Office of the Marion County Recorder, or a map to be recorded indicating the subdivision of land including, but not limited to, boundaries and locations of individual properties, streets, and easements.

Primary building. The building in which the permitted primary use of the lot is conducted.

Printer, job. See job printer.

Proposed right-of-way. See right-of-way, proposed.

Protected district. Specific classes of zoning districts which, because of their low intensity or the sensitive land uses permitted by them, require additional buffering and separation when abutted by certain more intense classifications of land use. For the purposes of this article, a protected district shall include any dwelling district, hospital district, parks district, university quarter district, SU-1 (church) District or SU-2 (school) District.

Rear yard. See yard, rear.

Reconstruction (pertaining to adult entertainment only). The rebuilding or restoration of any nonconforming adult entertainment business which was damaged or partially destroyed by an exercise of the power of eminent domain, or by fire, flood, wind, explosion or other calamity or act of God, if the damage or destruction exceeds two-thirds (2/3) of the value of the structure or the facilities affected.

Recreation facility. A place, area or structure designed and equipped for the conduct of sport, leisure time activities and other customary and usual recreational activities.

Recycling container. Receptacle designed and intended for the collection of cleaned, sorted, solid household waste products, including, but not limited to, glass, plastic, metal and paper.

Recycling station. A recycling operation involving further processing (relative to a neighborhood recycling collection point) of materials to improve the efficiency of subsequent hauling. Such a facility typically features sorting, the use of a crushing apparatus, and the storage of the material until it is shipped out. These businesses usually occupy existing freestanding sites, such as former gasoline stations, or occupy parts of an integrated center parking lot.

Religious use. A land use devoted primarily to divine worship together with reasonably related accessory uses, which are subordinate to and commonly associated with the primary use, which may include but are not limited to, educational, instructional, social or residential uses.

Restaurant, drive-in or drive-through. Any restaurant designed to permit or facilitate the serving of food or beverages directly to, or permitted to be consumed by, patrons in or on motor vehicles parking or stopped on the premises.

Restaurant, family. An establishment where food and drink are prepared, served and consumed primarily within the principal building to the general public. The establishment may have a separate area, or lounge, where alcoholic beverages are served without full food service, provided the area is accessory to the primary use in: 1) square feet; or 2) sales.

Restaurant, fast food. An establishment whose principal business is the sale of preprepared or rapidly prepared food directly to the customer in a ready-to-consume state for consumption either within the restaurant building, on-premises or off-premises.

Resumption (pertaining to adult entertainment only). Shall mean the reuse or reoccupation of a nonconforming adult entertainment business which has been discontinued for a period of six (6) or more consecutive months.

Retail trade. Establishments engaged in selling goods or merchandise to the general public for personal or household consumption and rendering services incidental to the sale of such goods. The establishment typically buys goods for resale to the public.

Required yard. See yard, required.

Right-of-way. Specific and particularly described strip of land, property, or interest therein devoted to and subject to the lawful use, typically as a thoroughfare of passage for pedestrians, vehicles, or utilities, as officially recorded by the Office of the Marion County Recorder.

Right-of-way, private. Specific and particularly described strip of privately held land, property, or interest therein devoted to and subject to use for general transportation purposes or conveyance of utilities whether or not in actual fact improved or actually used for such purposes, as officially recorded by the Office of the Marion County Recorder.

Right-of-way, proposed. Specific and particularly described land, property, or interest therein devoted to and subject to the lawful public use, typically as a thoroughfare of passage for pedestrians, vehicles, or utilities, as officially described in the Marion County Thoroughfare Plan as adopted and amended by the Metropolitan Development Commission.

Right-of-way, public. Specific and particularly described strip of land, property, or interest therein dedicated to and accepted by the municipality to be devoted to and subject to use by the general public for general transportation purposes or conveyance of utilities whether or not in actual fact improved or actually used for such purposes, as officially recorded by the Office of the Marion County Recorder.

Roofline. The uppermost edge of the water-carrying surface of a building or structure.

Satellite dish antenna. A device incorporating a reflective surface that is solid, open mesh, or bar configured and is in the shape of a shallow dish, cone or horn. Such device shall be used to transmit or receive radio or electromagnetic waves between terrestrially or orbitally based devices.

Screening. A method of visually shielding or obscuring a nearby structure, building or use on an abutting or adjacent property or lot from another by fencing, walls, berms, or densely planted vegetation.

Seasonal retail sales use, temporary. A temporary use established for a fixed period of time, for the retail sale of seasonal products, including, but not limited to, such items as food, Christmas trees, and live plants. This use may or may not involve the construction or alteration of any permanent building or structure.

Semi-public use. See use, semi-public.

Service bay. Individual area within an automobile repair or service facility where services, including but not limited to car washes, oil changes and repairs, are performed on a motor vehicle.

Services involving specified sexual activity or display of specified anatomical areas. Any combination of two (2) or more of the following activities:

- (1) The sale or display of books, magazines, periodicals or other printed matter, or photographs, films, motion pictures, video cassettes, slides, tapes, records or other forms of visual or audio representation which are characterized by an emphasis upon the depiction or description of specified sexual activities or specified anatomical areas;
- (2) The presentation of films, motion pictures, video cassettes, slides, or similar photographic reproductions which are distinguished or characterized by an emphasis upon the depiction or description of specified sexual activities or specified anatomical areas for observation by patrons;
- (3) The operation of coin- or slug-operated or electronically, electrically or mechanically controlled still or motion picture machines, projectors, or other image producing devices per machine at any one (1) time and where the images so displayed are distinguished or characterized by an emphasis on depicting or describing specified sexual activities or specified anatomical areas;
- (4) Live performances by topless or bottomless dancers, go-go dancers, exotic dancers, strippers, or similar entertainers, where such performances are distinguished or characterized by an emphasis on specified sexual activities or specified anatomical areas;
- (5) The operation of a massage school, massage parlor, massage therapy clinic, bathhouse, escort service, body painting studio or nude modeling studio, as these terms are defined in Chapter 911 of this Code.

Setback. The minimum horizontal distance established by ordinance between a proposed right-of-way line or a lot line and the setback line (see Diagram B).

Setback line. A line that establishes the minimum distance a building, structure, or portion thereof, can be located from a lot line or proposed right-of-way line (see Diagram B).

Shopping center. A group of commercial establishments planned, constructed and managed as a total entity with customer and employee parking provided on-site, provision for goods delivery separated from customer access and often with protection from the elements.

Shrub. A woody plant of relatively low height (not exceeding ten (10) to twelve (12) feet in height), branching from the base.

Side yard. See yard, side.

Sidewalk. A hardsurfaced walk or raised path along and often paralleling the side of the street intended for pedestrian traffic.

Sign. Any structure, fixture, placard, announcement, declaration, device, demonstration or insignia used for direction, information, identification or to advertise or promote any business, product, goods, activity, services or any interests.

Site plan. The development plan, or series of plans, drawn to scale, for one (1) or more lots on which is shown the existing and proposed location and conditions of the lot including as required by ordinance, but not limited to: Topography, vegetation, drainage, floodplains, marshes, and waterways; open spaces, walkways, means of ingress and egress, utility services, landscaping, buildings, structures, signs, lighting and screening devices, centerlines of rights-of-way, and dimensions.

Specified anatomical areas. Any of the following:

- (1) Less than completely and opaquely covered human genitals, pubic region, buttocks, anus or female breasts below a point immediately above the top of the areolae; or
- (2) Human male genitals in a discernibly turgid state, even if completely and opaquely covered.

Specified sexual activities. Any of the following:

- (1) Human genitals in a state of sexual stimulation or arousal;
- (2) Acts of human masturbation, sexual intercourse or sodomy;
- (3) Fondling or other erotic touchings of human genitals, pubic regions, buttocks or female breasts;
- (4) Flagellation or torture in the context of a sexual relationship;
- (5) Masochism, erotic or sexually oriented torture, beating or the infliction of pain;
- (6) Erotic touching, fondling or other such contact with an animal by a human being; or
- (7) Human excretion, urination, menstruation, vaginal or anal irrigation as a part of or in connection with any of the activities set forth in (1) through (6) above.

Stacking space, off-street. An area, separate from or in addition to, the required parking area, reserved for the temporary retention of vehicles which are queuing up or utilizing the services of a drive-through service unit.

Storage, outdoor. An outdoor area used for the long-term deposit (more than twenty-four (24) hours) of any goods, material, merchandise, vehicles or junk.

Storage area. An area designated, designed and intended for the purpose of reserving property for a future use and distinguished from areas used for the display of property intended to be sold or leased.

Storage room. An enclosed area integrated into and sharing a common or party wall or walls within a primary building, while designed and intended for the purpose of reserving property for a future use.

Story. That part of a building, with an open height of not less than seven (7) feet six (6) inches, except a mezzanine, included between the upper surface of one (1) floor and the lower surface of the next floor, or if there is no floor above, then the ceiling next above. A basement shall constitute a story only if it provides finished floor area.

Street, collector. A street primarily designed and intended to carry vehicular traffic movement at moderate speeds (e.g., thirty-five (35) mph) between local streets and arterials while allowing direct access to abutting property(ies) (see Diagram D).

Street, cul-de-sac. A street having only one (1) open end which is permanently terminated by a vehicle turnaround (see Diagram D).

Street, expressway. A street so designated by the Official Thoroughfare Plan for Marion County, as amended.

Street, freeway. A street so designated by the Official Thoroughfare Plan for Marion County, as amended.

Street, local. A street primarily designed and intended to carry low volumes of vehicular traffic movement at low speeds (e.g., twenty (20) to thirty (30) mph) within the immediate geographic area with direct access to abutting property(ies) (see Diagram D).

Street, marginal access. A local street with control of access auxiliary to and located on the side of an arterial, thoroughfare, expressway, or freeway for service to abutting property(ies) (see Diagram D).

Street, parkway. A street serving through vehicular traffic and equal to or more than five thousand two hundred eighty (5,280) feet in length, the adjoining land on one (1) or both sides of which is predominantly dedicated or used for park purposes, and shall conform to the comprehensive plan and the thoroughfare plan.

Street, primary. A street so designated by the Official Thoroughfare Plan for Marion County, as amended.

Street, private. A privately held right-of-way, with the exception of alleys, essentially open to the sky and open for the purposes of vehicular and pedestrian travel affording access to abutting property, whether referred to as a street, road, expressway, arterial, thoroughfare, highway, or any other term commonly applied to a right-of-way for such purposes. A private street may be comprised of pavement, shoulders, curbs, sidewalks, parking space, and the like.

Street, public. A publicly dedicated, accepted and maintained right-of-way, with the exception of alleys, essentially open to the sky and open to the general public for the purposes of vehicular and pedestrian travel affording access to abutting property, whether referred to as a street, road, expressway, arterial, thoroughfare, highway, or any other term commonly applied to a public right-of-way for such purposes. A public street may be comprised of pavement, shoulders, gutters, curbs, sidewalks, parking space, and the like.

Street, secondary. A street so designated by the Official Thoroughfare Plan for Marion County, as amended.

Structural alteration. Shall mean any change which would prolong the life of the supporting members of a building or structure such as bearing walls, columns, beams or girders, except such changes as are ordered made pursuant to the provisions of the Unsafe Building Law, IC 36-7-9-1, and any amendments thereto.

Structure. A combining or manipulation of materials to form a construction, erection, alteration or affixation for use, occupancy, or ornamentation, whether located or installed on, above, or below the surface of land or water.

Subdivision. The division of any parcel of land shown as a unit, as part of a unit or as contiguous units, on the last preceding transfer of ownership thereof, into two (2) or more parcels or lots, for the purpose, whether immediate or future, of transfer of ownership or building development.

Substance abuse treatment facility. A facility, the primary function of which is to administer or dispense a schedule II controlled substance (as listed under IC 35-48-2-6(b) or (c)) to a narcotic addict for maintenance or detoxification treatment.

Tavern. An establishment used primarily for the serving of liquor by the drink to the general public, but where minors cannot be within the use, and where food or packaged liquors may be served or sold only as accessory to the primary use.

Temporary seasonal retail sales use. See seasonal use, temporary.

Temporary use. An impermanent land use established for a limited and fixed period of time with the intent to discontinue such use upon the expiration of the time period.

Theatre, drive-in. An open lot with its appurtenant facilities devoted primarily to the showing of motion pictures or theatrical productions on a paid admission basis to patrons seated in motor vehicles.

Theatre, motion picture. A building or part of a building which is devoted primarily to showing motion pictures to the public for a fee.

Theatre, legitimate. A building or structure or part thereof which is devoted primarily for the presentation of live dance, dramatic, musical or comedic performances.

Thoroughfare. A street primarily serving through vehicular traffic, including freeways, expressways, primary arterials, and secondary arterials.

Thoroughfare plan. The segment of the Comprehensive Plan for Marion County, Indiana, adopted by the Metropolitan Development Commission of Marion County, Indiana, pursuant to IC 36-7-4 that sets forth the location, alignment, dimensions, identification and classification of freeways, expressways, parkways, primary arterials, secondary arterials, or other public ways as a plan for the development, redevelopment, improvement, and extension and revision thereof.

Through lot. See lot, through.

Total gross floor area. See gross floor area, total.

Transitional yard. See yard, transitional.

Trash container. Receptacle intended for the disposal, collection or temporary storage of unsorted waste products or refuse.

Trash enclosure. An accessory structure enclosed on at least three (3) sides that is designed to screen and protect waste receptacles from view and to prevent waste debris from dispersing outside the enclosure.

Tree survey. An inventory of all trees on a lot or project before construction, alteration or excavation activity occurs identifying species, location, caliper, and dripline of trees. In the case of dense tree stands that exceed six hundred (600) square feet in area and seventy-five (75) percent branch coverage of the ground surface, the location of the outer boundary of the tree stands' dripline with a listing of the predominant species and caliper may be substituted for a detailed inventory.

Use, semi-public. A service offered by a not-for-profit organization to the general public for either no charge or a nominal fee.

Variety store. Commercial establishments primarily engaged in the retail sale of a variety of merchandise in the low price range. Sales usually are made on a cash-and-carry basis, with the open-selling method of display and customer selection of merchandise. These stores generally do not carry a complete line of merchandise, are not departmentalized, do not carry their own charge service, and generally do not deliver merchandise.

Vending machine. An automatic device which dispenses goods or services to the customer upon receipt of monetary compensation.

Walkway. A hardsurfaced walk or raised path for pedestrian traffic.

Yard, front. An open space unobstructed to the sky, extending fully across the lot while situated between the front lot line and a line parallel thereto, which passes through the nearest point of any building or structure and terminates at the intersection of any side lot line (see Diagram B).

Yard, rear. An open space unobstructed to the sky, extending fully across the lot situated between the rear lot line and a line parallel thereto which passes through the nearest point of any building or structure and terminates at the intersection of any side lot line (see Diagram B).

Yard, required. That portion of any yard abutting a lot line having a minimum depth as area required by the particular zoning district in which it is located.

Yard, side. An open space unobstructed to the sky, extending the length of the lot situated between a side lot line and a line parallel thereto which passes through the nearest point of any building or structure and terminates at the point of contact with any rear or front yards or any lot line, whichever occurs first (see Diagram B).

Yard, transitional required. That portion of any yard abutting a protected district having a minimum depth as required by the particular zoning district in which it is located and acting as a buffer between two (2) or more land uses of different intensity (see Diagram B).

SECTION 2. The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 3. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provision or provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 4. This ordinance shall be in effect from and after its passage by the Council and compliance with Ind. Code § 36-3-4-14.

PROPOSAL NO. 572, 2003 Councillor Langsford reported that the Metropolitan Development Committee heard Proposal No. 572, 2003 on October 20, 2003. The proposal, sponsored by Councillors Langsford and Horseman, clarifies the roles of the Department of Public Works, the Board of Public Works, the Department of Metropolitan Development, and the Metropolitan Development Commission in the administration of the Wellfield Protection Zoning Ordinance (03-AO-03) (Certified September 16, 2003). By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Langsford moved, seconded by Councillor Horseman, for adoption. Proposal No. 572, 2003 was adopted on the following roll call vote; viz:

27 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Frick, Gibson, Gray, Horseman, Knox, Langsford, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford

0 NAYS:

1 NOT VOTING: Dowden

1 ABSENT: Massie

Proposal No. 572, 2003 was retitled GENERAL ORDINANCE NO. 91, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 91, 2003

PROPOSAL FOR A GENERAL ORDINANCE to amend the Wellfield Protection Districts portion of the zoning ordinance to clarify the roles of the Department of Public Works, the Board of Public Works, the Department of Metropolitan Development and the Metropolitan Development Commission in the administration of the Wellfield Protection Zoning Ordinance.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Sections 735-800, 735-801, and 735-802 of the "Revised Code of the Consolidated City and County," regarding wellfield protection, hereby are amended by the deletion of the language which is stricken-through, and by the addition of the language which is underscored, to read as follows:

Sec. 735-800. Establishment of official zoning map; establishment of wellfield protection districts.

(a) *Establishment of the official zoning map.*

(1) The county is divided into zoning districts, as shown on the official zoning map, which together with all explanatory matter thereon, is adopted by reference and declared to be a part of all zoning ordinances for Marion county, Indiana.

- (2) The official zoning map shall be maintained in electronic form, and depicted in various formats and scales as appropriate to the need. The director of the Department of Metropolitan Development shall be the custodian of the official zoning map.
- (3) When changes are made in zoning district boundaries, such changes shall be made on the official zoning map promptly after the amendment has been adopted in accordance with IC 36-7-4-600 Series.
- (4) No changes shall be made to the official zoning map except in conformity with the requirements and procedures set forth in the zoning ordinance and state law.

(b) *Establishment of wellfield protection districts.* The following secondary Wellfield Protection Zoning Districts for Marion County, Indiana, are hereby established, and land within the county is hereby classified, divided and zoned into such districts as designated on the official zoning map.

Wellfield Protection Zoning Districts	Zoning District Symbols
One Year Time-of-Travel Protection Area	W-1
(secondary) Five Year Time-of-Travel Protection Area	W-5

(c) *Studies and evaluations of the W-1 and W-5 districts.* The W-1 and W-5 districts shall be reevaluated by the OES, with input from a Committee including representatives from OES, the Department of Metropolitan Development ("DMD"), Health and Hospital Corporation of Marion County, Indiana, and applicable water utilities, no less frequently than every five (5) years to determine scientific reasonableness of the districts' maps. ~~The first of these reevaluations shall be completed by OES on or before December 31, 1998.~~

(d) *Reports.*

- (1) The OES shall provide progress reports on the studies and evaluations as required in subsection ~~(a)~~ (c) above to the chairman of the Metropolitan Development Committee of the city-county council, ~~the Board of Public Works~~ and to the Commission, the first of which reports shall be within thirty (30) days of the initiation of the study provided for in subsection ~~(a)(2)~~ (c) above, and thereafter such reports shall be provided on a quarterly basis.
- (2) Every water utility having a wellfield within a W-1 or W-5 district shall on or before January 15, 1998, prepare and file with the chairman of the Metropolitan Development Committee of the city-county council, ~~the Board of Public Works~~, the Commission and the Health and Hospital Corporation of Marion County the water utility's water quality monitoring plan for that year, including therein a description of the program designed to alert the water utility of any potential contamination of the groundwater underlying each of the water utility's wellfields. Any amendment to such plan by a water utility shall be filed within thirty (30) days of that amendment with the chairman of the Metropolitan Development Committee of the city-county council, ~~the Board of Public Works~~, the Commission, and the Health and Hospital Corporation of Marion County.

Sec. 735-801. General regulations.

The following regulations shall apply to all land within the Wellfield Protection Zoning Districts. These regulations shall be in addition to all other primary and secondary zoning district regulations applicable to such land, and in case of conflict, the more restrictive regulations shall apply.

(a) *Applicability of regulations.* The following regulations shall apply to all land within the Wellfield Protection Zoning Districts, with the exceptions of single- and multi-family residential land uses. After the effective date of this article: No building, structure, premises or part thereof shall be constructed, erected, enlarged, extended, or relocated except in conformity with these regulations and for uses permitted by this article and until the proposed site and development plan has been filed with and approved on behalf of the Metropolitan Development Commission by a technically qualified person. Such request shall be in the form of an application for an Improvement Location Permit, following all requirements for plan submission and documentation of section, 730-300 et seq. of this Code and shall contain the information specified in section 735-802(c)(1) through (12).

- (b) *Development plans required.*
- (1) In the W-1 district or the W-5 district, a site and development plan is required to be filed with and approved on behalf of the Metropolitan Development Commission by the technically qualified person in the Department of Public Works OES for any of the land uses listed in subsection (b)(2) below when an Improvement Location Permit is required. However, those listed land uses in the W-1 district that, in their ordinary course of business, have less than the threshold amount of one (1) gallon of liquids in the aggregate or six (6) pounds of water soluble solids in the aggregate and those land uses in the W-5 district that, in their ordinary course of business, have less than the threshold amount of one hundred (100) gallons of liquids in the aggregate or six hundred (600) pounds of water soluble solids in the aggregate on site are excluded from this site and development plan requirement. In determining thresholds, the following substances shall be exempted:
- a. Reasonable quantities of substances used for routine building and yard maintenance stored inside a facility.
 - b. Liquids required for normal operation of a motor vehicle in use in that vehicle.
 - c. Substances contained within vehicles for bulk deliveries to the site.
 - d. Beverages and food at restaurants, supermarkets, convenience stores, and other retail food establishments.
 - e. Uncontaminated public water supply water, groundwater and/or surface water.
 - f. Substances, which are packaged in pre-sealed containers, sold at retail establishments.
 - g. Substances utilized for the production and treatment of public water supply.
 - h. Substances which, because of their inherent properties, are determined from time to time by the technically qualified person to pose no significant threat to groundwater.
- (2) Land uses requiring a site and development plan approval. (Development associated with the land uses listed below, but used exclusively for offices, does not require a site and development plan.)

Primary land uses:

Agricultural chemical storage

Animal feedlots or stockyards

Asphalt or tar production

Automotive supplies distribution

Blast furnaces, steel works, rolling or finishing mills

Building cleaning or maintenance services company

Building materials production

Car or truck wash

Chemical or petroleum storage or sales

Chemical, blending or distribution

Clay, ceramic or refractory minerals mining or quarrying

Construction contractors' equipment or materials storage

Creosote manufacturing or treatment

Dry cleaning plants or commercial laundries

Educational, engineering or vocational shops or laboratories

Electroplating operations or metal finishers

Equipment repair

Fat rendering

Food or beverage production (excluding restaurants, catering and other retail food establishments)

Furniture or wood strippers, refinishers

Fuel dispensing facilities

Golf courses or driving ranges

Hazardous waste treatment, storage or disposal

Hospitals

Laboratories: medical, biological, bacteriological, chemical

Landscape or lawn installation or maintenance service (commercial)

Large institutional uses: convalescent or nursing homes, correctional or penal institutions, schools, colleges or universities

Leather tanning or finishing

Limestone, sand or gravel mining or quarrying

Machine, tool or die shop

Manufacture of:

- Autos or trucks
- Cement
- Chemicals or gases
- Colors, dye, paint or other coatings
- Communication equipment
- Detergents or soaps
- Explosives, matches, or fireworks
- Glass or glass products
- Light portable household appliances; electric hand tools; electrical components or subassemblies; electric motors; electric or neon signs
- Machinery, including electrical or electronic machinery; or equipment or supplies (circuits or batteries).
- Major electric or gas household appliances
- Marine equipment
- Musical instruments
- Office machinery, electrical or mechanical

Paper, paper box or paper products

Recording instruments

Tools or implements, machinery or machinery components

Wood products

Materials transport or transfer operations (truck terminals)

Metal mining

Mortuary or other embalming services

Motor or body repair: auto, truck, lawnmower, airplane, boat, motorcycle

Municipal waste landfill or transfer station

Oil or gas production wells

Oil or liquid materials pipelines

Painting or coating shops (utilizing liquids or water soluble solids)

Pesticide or fertilizer application services

Petroleum refining

Photographic processing facilities

Printing industries (utilizing liquid inks)

Radioactive waste handling or storage

Road salt storage

Rubber or plastics processing or production

Scrap or junk yards

Slaughterhouse or meat packing

Sludge treatment or disposal

Solid waste treatment, storage or disposal (involving potential groundwater contaminants)

Stamping or fabricating metal shops using press, brakes, or rolls

Textile production

Warehousing of potential groundwater contaminants

Wastewater treatment facilities

Wood preservers or treaters

Accessory land uses:

Car or truck wash (if an underground storage tank is used)

Dry cleaning plants (if forty (40) gallons or more of petroleum or chlorinated solvents are used or stored in a single container on-site)

Motor or body repair: auto, truck, lawnmower, airplane, boat, motorcycle (if fifty-five (55) gallons or more in aggregate of petroleum or chlorinated solvents are used or stored on-site)

Fuel dispensing facilities

Outdoor road salt storage (if over one (1) ton in bulk)

- (3) Where an existing use is being expanded, the site and development plan shall generally describe the entire site but only the expansion development is subject to review. Only those chemicals to be used, stored, or handled in the expanded area shall be calculated in determining threshold amounts.

- (c) *Commitments.* The Commission may permit or require commitments.

(d) *State statutory basis.* The applicable Indiana Planning and Zoning Laws pertaining to this article are the 1) 1400 Series - Development Plans of IC 36-7-4 and; 2) 600 Series - Zoning Ordinance (IC 36-7-4-600. Regulations contained in, and revisions to, this article reflect the provisions of the 1400 Series - Development Plans, and the 600 Series - Zoning Ordinance.

Sec. 735-802. Wellfield Protection District regulations.

Statement of purpose. Because of the risk that certain chemicals pose to groundwater quality, it is recognized that the further regulation of the use and storage of such chemicals related to land use activities is essential in order to preserve public health and economic vitality within Marion County.

(a) *Permitted Wellfield Protection District uses.* All land uses permitted in the applicable underlying zoning districts shall be those allowed in the W-1 and W-5 Overlay Districts.

(b) *Site and development plan consideration.* Upon the application for an Improvement Location Permit the technically qualified person, on behalf of the Metropolitan Development Commission, shall consider and either approve, disapprove, or approve subject to any conditions, amendments, or commitments, the proposed site and development plan. Comments from the Health and Hospital Corporation of Marion County and applicable water utilities shall be solicited by the technically qualified person prior to approval of a site and development plan, and if such comments are provided timely by the Health and Hospital Corporation or applicable water utilities, the technically qualified person shall consider them and may give them such weight as he or she shall determine to be appropriate.

- (c) *Plan documentation and supporting information.* The site and development plan shall include:

- (1) Any existing uses*
- (2) Setbacks*
- (3) Landscaping, screens, walls, fences*
- (4) Sewage disposal facilities*
- (5) Vicinity map (U.S.G.S. quadrangle preferred)
- (6) Brief history of site of new building or addition (usage, historical environmental concerns, abandoned wells, underground storage tanks, septic tanks)
- (7) Site map (drawn to scale) including:
 - All existing and proposed structures*
 - Paved and nonpaved areas*
 - Utility lines (inside and outside structures) including sanitary sewers, storm sewers, storm retention ditches/basins/french drains/dry wells, etc. (both proposed and existing)
 - Floor drain locations and outlets
 - Chemical/product storage locations
 - Waste storage locations

- Liquid transfer areas
 - Site surface water bodies (streams, rivers, ponds)*
 - Underground storage tanks
 - Aboveground storage tanks
- (8) Proposed containment area detail drawings--area, heights, materials, specifications, if applicable
 - (9) Description of proposed operations including chemicals/products used or generated, chemical/product storage area descriptions, waste generation quantities, equipment cleaning/maintenance procedures, heating source (oil/gas), liquid transfer/loading areas.
 - (10) Methods and locations of receiving, handling, storing, and shipping chemicals/products and wastes.
 - (11) Response measures and reporting.
 - (12) Description of slopes near containment vessels and waste storage areas*

Such site and development plan shall be provided to the Health and Hospital Corporation of Marion County and applicable water utilities when sent to the technically qualified person.

* Information required by Chapter 730, Article III, Improvement Location Permits.

(d) *Site and development requirements.* Land in the W-1 and W-5 Districts is subject to the following site and development requirements. In review of the proposed site and development plan, the technically qualified person shall assess whether the site and development plan:

- (1) Is consistent with the Comprehensive Plan of Marion County, Indiana.
- (2) Will prevent potential groundwater contaminants associated with human activity from interfering with each community public water supply system's ability to produce drinking water that meets all applicable federal primary drinking water standards after undergoing conventional groundwater treatment.
- (3) Will not pose an unreasonable risk to groundwater within a designated wellfield protection area.
- (4) Complies with subsection (h) of this section.

The technically qualified person shall consider and act upon any such proposed site and development plan; and may approve the same in whole or in part, or impose additional conditions, or commitments thereon. (It is the intent of this article that review of site and development plans be done in an expeditious manner. Generally this review would occur within fourteen (14) days from receipt of plan documentation and supporting information required in subsection (c) of this section.

(e) *Public notice.* Public notice of the filing of an application under this section and public notice of the decision by the Administrator of the Division of Compliance relative to such application shall not be required because this application is being treated as an Improvement Location Permit application.

(f) *Staff approval.*

- (1) *Standards for review and disposition.* The technically qualified person shall be required to use the standards of subsections (d) and (h) of this section in the review and disposition of such plans.
- (2) *Appeal of staff approval.* Any party of interest or aggrieved person shall have the right to appeal action by the technically qualified person before the Metropolitan Development Commission to approve or disapprove a site and development plan. Such appeal shall be filed as an approval petition within ten (10) business days of approval or denial of the approval as specified in, and following, the rules of procedure of the Metropolitan Development Commission.

- (3) *Commission findings.* The Commission shall make written findings concerning any decision to approve or disapprove a site and development plan filed under this subsection (d) above. The president or secretary of the Commission shall be responsible for signing the written findings.
- (4) *Public information.* The decision of the technically qualified person to approve or disapprove a site and development plan and the file on which the decision is based are public records and are available for examination by any person. The Department of Metropolitan Development shall, within two (2) business days of the decision, send by fax a summary of the decision (including the docket number of the case, the address, a summary of the request, any waivers granted, and a summary of the action taken by the technically qualified person) to:
 - a. Members of the city-county council;
 - b. The president of the Marion County Alliance of Neighborhood Associations, Inc.
 - c. Indianapolis Chamber of Commerce.
 - d. Health and Hospital Corporation of Marion County.
 - e. Applicable water utilities.

The validity of the decision of the technically qualified person shall not be affected by any failure to comply in all respects with this public information provision.

(g) *Improvement Location Permit requirements.* No building or structure shall be constructed, erected, converted, enlarged, extended, reconstructed or relocated in the Wellfield Protection Districts of Indianapolis, Marion County, Indiana, without an Improvement Location Permit, and such permit shall not be issued until the proposed site and development plan, if required in section 735-801(b) has been approved in accordance with this section.

(h) *Development standards.* In addition to the site and development requirements of subsection (d) of this section, all development within the W-1 and W-5 Districts shall be reviewed by the technically qualified person for conformity with the following requirements:

- (1) Prior to approving a site and development plan, a technically qualified person may:
 - a. Impose conditions or require commitments to protect the groundwater supply in addition to the requirements stated in subsection (h)(2) of this section.
 - b. Substitute conditions or commitments that protect the groundwater supply for one (1) or more of the requirements in subsection (h)(2) of this section.
 - c. Waive one (1) or more of the requirements in subsection (h)(2) of this section (notice of the proposed issuance or granting of any such waiver shall be provided to the Health and Hospital Corporation of Marion County and the applicable water utilities).

In determining whether conditions or commitments should be made applicable, in determining whether conditions and commitments should be substituted for requirements, and in determining whether requirements should be waived, the risk to the groundwater supply posed by the development and the costs of various methods of protecting the groundwater supply shall be considered. The technically qualified person shall make findings supporting the substitution of conditions or commitments for requirements or the waiver of requirements.

- (2) Land in the W-1 and W-5 Districts is subject to the following requirements:
 - a. All known abandoned wells shall be identified and sealed in accordance with applicable law.
 - b. No surface impoundments, ponds, or lagoons shall be established except for:
 1. Stormwater detention and retention ponds; and
 2. Recreation or landscaping purposes.

- c. In the W-1 District, detention and retention ponds shall meet one (1) of the following criteria:
 - 1. They are constructed in a manner that provides an effective barrier to the migration of potential groundwater contaminants into the groundwater.
 - 2. There are existing developed site features, including the location of the proposed pond, to prevent the migration of potential groundwater contaminants into the groundwater.
- d. The development shall be connected to municipal sanitary sewers or combined sewers. Floor drains, if present, must be connected to sanitary sewers or combined sewers or routed to a temporary holding area for removal.
- e. All trash dumpsters shall be located on hardsurfaced areas that drain to storm sewers or combined sewers.
- f. All areas that may be used for the storage of potential groundwater contaminants shall be constructed in a manner to prevent a release from the storage area from reaching the groundwater.
- g. All vehicle or equipment repair and shop areas shall be located within an enclosed building that includes a floor constructed of material which forms an effective barrier to prevent the migration of fluids or other materials into the groundwater.
- h. The following restrictions apply to new, outdoor storage areas only in the W-1 District:
 - 1. No aboveground storage tank of liquid (for underground storage tanks see requirement m.) of greater than one thousand (1,000) gallons is allowed.
 - 2. No storage of water soluble solids of more than six thousand (6,000) pounds per container is allowed in any one (1) containment area.
 - 3. Restrictions of 1. and 2. above may be waived by the technically qualified person if the tanks or other storage container is at least two hundred (200) feet from a public water supply system (PWSS) well, is above ground, and is located where at least twenty-five (25) feet or a suitable thickness of naturally occurring or compacted low permeability fine grained materials overlie the aquifer used by the PWSS.
- i. Except for fuel stored in accordance with subsection (h)(2)n. at a fuel dispensing facility, all tanks holding more than forty (40) gallons of liquids for more than twenty-four (24) hours must be in a location or containment area capable of preventing any release from the tank from reaching the groundwater table. A containment area capable of containing one hundred ten (110) percent of the largest such tank in that location would satisfy this requirement.
 - 1. The containment area shall be constructed to meet at least one (1) of the following requirements:
 - (a) A secondary containment structure designed to prevent and control the escape or movement of potential groundwater contaminants into groundwater for a minimum period of seventy-two (72) hours before removal; or
 - (b) A storage tank designed and built with an outer shell and a space between the tank wall and the outer shell that allows and includes interstitial monitoring.
 - 2. Where practical, the secondary containment structure shall be designed to allow drainage or pumping into a holding area designed to contain the discharge until it can be properly removed.
 - 3. The secondary containment structure shall be properly maintained and shall be free of vegetation, cracks, open seams, open drains, siphons, or other openings that jeopardize the integrity of the structure.
 - 4. Secondary containment systems shall be designed so that the intrusion of precipitation is inhibited or that stormwater is removed to maintain system capacity.

- j. While being stored, water soluble solids must be kept dry at all times.
- k. Sludges which could release liquids or water soluble solids must be contained so that neither could enter the groundwater.
- l. The transfer area for the bulk delivery of liquids shall be required to accommodate and contain a release that occurs during loading and unloading of a tank as follows:
 - 1. The liquid transfer area shall be constructed in a manner to prevent a release in the transfer area from reaching the groundwater.
 - 2. The portion of the liquid transfer area intended to contain releases shall be maintained so that it is free of vegetation, cracks, open seams, open drains, siphons, or other openings that jeopardize the integrity of the area.
- m. In the W-1 District, existing underground storage tanks (USTs) may be replaced or upgraded only in accordance with requirement n. Replacements and upgrades to existing USTs at fuel dispensing facilities are not subject to the volume limitations. No other new USTs are permitted in the W-1 District.
- n. In the W-1, the following requirements apply only to fuel dispensing facilities, or replacement or upgraded USTs as referenced in requirement m. For all other tanks, see requirement i.
 - 1. Approved USTs shall be double walled.
 - 2. Approved USTs shall include the following three (3) methods of release detection:
 - (a) Inventory control as defined in 40 CFR 280.43(a);
 - (b) Monthly 0.2 in tank leak test as defined in 40 CFR 280.43(d); and
 - (c) Interstitial monitoring of a double walled approved UST as defined by 40 CFR 280.43(g).
 - 3. Connected piping must include the following three (3) methods of release detection:
 - (a) Inventory control;
 - (b) Continuous detection for three-gallon per hour line leak, as specified in 40 CFR 280.44(a) except that automatic shutoff is required at ninety-five (95) percent tank capacity; and
 - (c) Double walled line which is continuously monitored to detect the presence of liquid in the interstitial space and provided an alarm as specified in 40 CFR 280.44c via 280.43g.
- o. In the W-5 District, the requirements of 40 CFR Part 280 apply to existing, registered USTs which are replaced or upgraded and USTs installed at new fuel dispensing facilities. In addition, the construction standards of 40 CFR Part 280, applicable to nonpetroleum USTs, shall be applicable to the following in the W-5 District:
 - 1. Such a tank that is covered by state or federal hazardous waste regulations;
 - 2. Heating oil tanks for on-site use;
- p. The following requirements apply to all excavation activities associated with the removal of sand and gravel materials:
 - 1. If the extraction of sand and gravel involves the removal of materials below the normal groundwater level, the work shall be accomplished by way of a dragline, floating dredge, or an alternative "wet" excavation method.
 - 2. There shall be no dewatering of sites utilized for sand and gravel extraction.

3. No form of solid waste, sludge, or any other form of waste material of any kind, including, but not limited to, construction/demolition debris, shall be used on the site. Clean natural earth fill materials may be used without restriction as to origin or placement on site.
 4. All fuels, oils, lubricants, hydraulic fluids, petroleum products or other similar materials on site shall be secondarily contained.
- q. Dewatering of sites shall be permitted only for the following purposes:
1. To prevent water damage to structures; and
 2. To protect groundwater quality; and
 3. The temporary dewatering for the construction of sewers and other underground facilities, including foundation structures.
- r. Class V injection wells (as defined in 40 CFR 146) shall be prohibited with the exception of the following:
1. Air conditioning return flow wells used to return to the supply aquifer the water used for heating or cooling in a heat pump, if noncontact; and
 2. Cooling water return flow wells used to inject water previously used for cooling, if noncontact; and
 3. Barrier recharge wells used to replenish the water in an aquifer or to improve groundwater quality, provided the injected fluid does not contain potential groundwater contaminants; and
 4. Wells associated with the recovery of geothermal energy for heating, aquaculture and production of electric power, if noncontact.

SECTION 2. Section 735-804 of the "Revised Code of the Consolidated City and County," regarding groundwater protection, hereby is amended by the deletion of the language which is stricken-through, and by the addition of the language which is underscored, to read as follows:

Sec. 735-804. Groundwater protection.

(a) *Groundwater protection fund.* There is created a groundwater protection fund, funds from which shall be used only for those specific activities identified in subsection (c) below.

(b) *Groundwater protection fee.* Each public water supply system that pumps groundwater from one (1) or more wells located within a W-1 or W-5 District shall pay into the groundwater protection fund a percentage of the annual fee assessed by the ~~Commission~~ Board of Public Works, such percentage to be determined by dividing the number of customers served by the water supply system at the end of the calendar year by the total number of customers served at the end of the calendar year by all public water supply systems that pump from one (1) or more wells within a W-1 or W-5 District. The annual fee assessed by the ~~Commission~~ Board of Public Works for any calendar year shall be based on the ~~Commission's~~ Board of Public Works' approved budget for the specific activities identified in subsection (c) below, but shall not exceed two hundred thousand dollars (\$200,000.00). Within thirty (30) days following the approval of the ~~Commission's~~ Board of Public Works' budget for the specific activities described in subsection (c) below during the following year, the ~~Commission~~ Board of Public Works shall notify the public water supply systems that pump groundwater from one (1) or more wells located within a W-1 or W-5 District as to the amount of the annual fee to be assessed all such systems for the following year. Each public water supply system subject to this article that pumps groundwater from one (1) or more wells within a W-1 or W-5 District shall report, in writing, to the ~~Commission~~ Board of Public Works on or before January 31 of each year, the number of customers served at the end of the prior calendar year. On or before March 1 of each year, the ~~Commission~~ Board of Public Works shall determine the amount of the annual fee to be assessed and notify each of the water supply systems that pumps groundwater from one (1) or more wells within a W-1 or W-5 District as to the portion of such annual fee to be paid by such public water supply system. The public water supply system shall pay the full amount of its portion of the annual fee assessed by the ~~Commission~~ Board of Public Works on or before March 15 of each year.

(c) *Groundwater protection costs.* The funds in the groundwater protection fund shall be used solely to pay for:

- (1) Administrative costs incurred ~~by the Commission and the Department of Metropolitan Development~~ in the implementation of this article;
- (2) Study costs incurred in accordance with the provisions of section 735-800(a); and
- (3) Costs incurred in establishing and maintaining a wellfield education and registration program.

SECTION 3. The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 4. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provision or provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 5. This ordinance shall be in effect from and after its passage by the Council and compliance with Ind. Code § 36-3-4-14.

Councillor Bainbridge reported that the Public Works Committee heard Proposal Nos. 534-538, and 575-587, 2003 on October 16, 2003. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 534, 2003. The proposal, sponsored by Councillor Nytes, authorizes a multi-way stop at Allegheny Street and Cleveland Street (District 22). PROPOSAL NO. 535, 2003. The proposal, sponsored by Councillor Borst, authorizes a change in intersection controls at East Street and Narcissus Drive (District 25). PROPOSAL NO. 536, 2003. The proposal, sponsored by Councillor Knox, authorizes a change in intersection controls at Ohio Street and Reisner Street (District 17). PROPOSAL NO. 537, 2003. The proposal, sponsored by Councillors Soards and Gray, authorizes intersection control changes and parking control changes in the Three Fountains West, Colonial Square, and Mayfield Green Apartment complexes (Districts 1, 9). PROPOSAL NO. 538, 2003. The proposal, sponsored by Councillor Bainbridge, authorizes parking restrictions on Norfolk Street from Patricia Street to the dead end (District 8). PROPOSAL NO. 575, 2003. The proposal, sponsored by Councillor Coonrod, authorizes a traffic signal at 3308 North Mitthoefer Road (District 5). PROPOSAL NO. 576, 2003. The proposal, sponsored by Councillor Langsford, authorizes a traffic signal at I-74 and Southeastern Avenue (District 13). PROPOSAL NO. 577, 2003. The proposal, sponsored by Councillor Cockrum, authorizes a multi-way stop at Chelsea Road and Worth Avenue (District 19). PROPOSAL NO. 578, 2003. The proposal, sponsored by Councillor Brents, authorizes a multi-way stop at 9th Street and Centennial Street (District 16). PROPOSAL NO. 579, 2003. The proposal, sponsored by Councillor Moriarty Adams, authorizes a change in the intersection controls at 20th Street and Linwood Avenue (District 15). PROPOSAL NO. 580, 2003. The proposal, sponsored by Councillor Moriarty Adams, authorizes a multi-way stop at Bradley Avenue and Walnut Street (District 15). PROPOSAL NO. 581, 2003. The proposal, sponsored by Councillor Moriarty Adams, authorizes a multi-way stop at 20th Street Hawthorne Lane (District 15). PROPOSAL NO. 582, 2003. The proposal, sponsored by Councillor Knox, authorizes a multi-way stop at Berwick Avenue and Gimber Street (District 17). PROPOSAL NO. 583, 2003. The proposal, sponsored by Councillor Knox, authorizes a change in intersection controls for Pershing Avenue and Ray Street (District 17). PROPOSAL NO. 584, 2003. The proposal, sponsored by Councillors Knox and Borst, authorizes multi-way stops at Kappes Street and Lambert Street, and

at Lambert Street and Reisner Street (Districts 17, 25). PROPOSAL NO. 585, 2003. The proposal, sponsored by Councillor Bainbridge, authorizes a multi-way stop at Breton Street and Falcon Drive (District 8). PROPOSAL NO. 586, 2003. The proposal, sponsored by Councillor Bainbridge, authorizes a change in intersection controls for Beauport Road and Fredonia Road (District 8). PROPOSAL NO. 587, 2003. The proposal, sponsored by Councillor Brents, authorizes shuttle stops for the Indy Go Blue Line Circulator (District 16). By 8-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Bainbridge moved, seconded by Councillor Brents, for adoption. Proposal Nos. 534-538 and 575-587, 2003 were adopted on the following roll call vote; viz:

26 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Horseman, Knox, Langsford, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Soards, Talley, Tilford

0 NAYS:

2 NOT VOTING: Gray, Smith

1 ABSENT: Massie

Proposal No. 534, 2003 was retitled GENERAL ORDINANCE NO. 92, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 92, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
25	Allegheny St Cleveland St	None	All Way Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 535, 2003 was retitled GENERAL ORDINANCE NO. 93, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 93, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
46	East St Narcissus Dr	Narcissus Dr	Stop

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
46	East St Narcissus Dr	East St	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 536, 2003 was retitled GENERAL ORDINANCE NO. 94, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 94, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
17	Ohio St Reisner St	Ohio St	Yield

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
17	Ohio St Reisner St	Ohio St	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 537, 2003 was retitled GENERAL ORDINANCE NO. 95, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 95, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls, and Sec. 621-121, Parking prohibited at all times on certain streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
16	Woodland Dr NB Woodland Dr SB 43 rd St	Woodland Dr SB	Stop

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-121, Parking prohibited at all times on certain streets, be and the same is hereby amended by the addition of the following, to wit:

42nd Street, on both sides, from Woodland Drive to Moller Road

43rd Street, on the north side, from Woodland Drive to Moller Road

Renn Lane, on the south side, from Woodland Drive to Moller Road

Woodland Drive, on both sides, from 42nd Street to Renn Lane

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 538, 2003 was retitled GENERAL ORDINANCE NO. 96, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 96, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 621-122, Stopping, standing, or parking prohibited at all times on certain designated streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-122, Stopping, standing, or parking prohibited at all times on certain designated streets, be and the same is hereby amended by the addition of the following, to wit:

Norfolk Street, on both sides, from Patricia Street south to the dead end

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 575, 2003 was retitled GENERAL ORDINANCE NO. 97, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 97, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
21	3308 N Mithoefer Rd (Conveyor Drive)	None	Signal

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 576, 2003 was retitled GENERAL ORDINANCE NO. 98, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 98, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
33	I-74 Southeastern Av	I-74	Stop

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
33	I-74 Southeastern Av	None	Signal

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 577, 2003 was retitled GENERAL ORDINANCE NO. 99, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 99, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
30	Chelsea Rd Worth Av	Chelsea Rd	Stop

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
30	Chelsea Rd Worth Av	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 578, 2003 was retitled GENERAL ORDINANCE NO. 100, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 100, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
24	9 th St Centennial St	Centennial St	Stop

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
24	9 th St Centennial St	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 579, 2003 was retitled GENERAL ORDINANCE NO. 101, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 101, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
19	20 th St Linwood Av	Linwood Av	Stop

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
19	20 th St Linwood Av	20 th St	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 580, 2003 was retitled GENERAL ORDINANCE NO. 102, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 102, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
26	Bradley Av Walnut St	Bradley Av	Stop

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
26	Bradley Av Walnut St	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 581, 2003 was retitled GENERAL ORDINANCE NO. 103, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 103, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
26	20 th St Hawthorne Ln	20 th St	Stop

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
26	20 th St Hawthorne Ln	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 582, 2003 was retitled GENERAL ORDINANCE NO. 104, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 104, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
31	Berwick Av Gimber St	Berwick Av	Stop

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
31	Berwick Av Gimber St	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 583, 2003 was retitled GENERAL ORDINANCE NO. 105, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 105, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
17	Pershing Av Ray St	Ray St	Stop

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
17	Pershing Av Ray St	Pershing Av	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 584, 2003 was retitled GENERAL ORDINANCE NO. 106, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 106, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
31	Kappes St Lambert St	Lambert St	Stop
31	Lambert St Reisner St	Lambert St	Stop

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
31	Kappes St Lambert St	None	All Way Stop
31	Lambert St Reisner St	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 585, 2003 was retitled GENERAL ORDINANCE NO. 107, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 107, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
16	Breton St Falcon Dr	Falcon Dr	Yield

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
16	Breton St Falcon Dr	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 586, 2003 was retitled GENERAL ORDINANCE NO. 108, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 108, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
16	Beauport Rd Fredonia Rd	Fredonia Rd	Stop

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
16	Beauport Rd Fredonia Rd	Beauport Rd	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 587, 2003 was retitled GENERAL ORDINANCE NO. 109, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 109, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 621-121, Parking prohibited at all times on certain streets; Sec. 621-122, Stopping, standing or parking prohibited at all times on certain designated streets; Sec. 621-202, Parking meter zones designated; and Sec. 621-402, Bus stop and trolley stop zones.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-121, Parking prohibited at all times on certain streets, be and the same is hereby amended by the deletion of the following, to wit:

Georgia Street, on the north side, from West Street to a point 342 feet east of West Street

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-122, Stopping, standing or parking prohibited at all times on certain designated streets, be and the same is hereby amended by the deletion of the following, to wit:

Georgia Street, on the south side from Capitol Avenue to a point 130 feet east of Capitol Avenue

SECTION 3. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-202, Parking meter zones designated, be and the same is hereby amended by the deletion of the following, to wit:

TWO HOUR

Georgia Street, on the south side, from 130 feet east of Capitol Avenue to Pennsylvania Street

SECTION 4. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-122, Stopping, standing or parking prohibited at all times on certain designated streets, be and the same is hereby amended by the addition of the following, to wit:

Georgia Street, on the south side, from Capitol Avenue to a point 90 feet east of Capitol Avenue

Georgia Street, on the south side, from a point 390 feet east of Capitol Avenue to Illinois Street

SECTION 5. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-202, Parking meter zones designated, be and the same is hereby amended by the addition of the following, to wit:

TWO HOUR

Georgia Street, on the south side, from a point 90 feet east of Capitol Avenue to Pennsylvania Street

SECTION 6. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-402, Bus stop and trolley stop zones, be and the same is hereby amended by the addition of the following, to wit:

Georgia Street, on the south side, from a point 349 feet east of Georgia Street
to a point 390 feet east of Georgia Street

Meridian Street, on the east side from a point 26 feet north of Maryland Street
to a point 66 feet north of Maryland Street

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

NEW BUSINESS

President Borst wished all Council members-elect luck in the upcoming elections on November 4, 2003.

ANNOUNCEMENTS AND ADJOURNMENT

The President said that the docketed agenda for this meeting of the Council having been completed, the Chair would entertain motions for adjournment.

Councillor Boyd stated that he had been asked to offer the following motion for adjournment by Councillor Langsford in memory of Grant Elrod. Councillor Boyd moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of Grant Elrod. He respectfully asked the support of fellow Councillors. He further requested that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the family advising of this action.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 8:59 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 27th day of October, 2003.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

Handwritten signature of Philip C. Booth in black ink.

President

ATTEST:

Handwritten signature of A. J. Hart in black ink.

Clerk of the Council

(SEAL)

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, NOVEMBER 17, 2003**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:08 p.m. on Monday, November 17, 2003, with President Borst presiding.

Councillor Bradford led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

President Borst instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

29 PRESENT: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford

A quorum of twenty-nine members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Short introduced newly elected Councillors Vern Brown, Dane Mahern, Angela Mansfield, Greg Bowes, and Sherron Franklin. Councillor Cockrum recognized the Indianapolis Parks Foundation and thanked them for hosting a reception this evening for Councillors. President Borst thanked Suellen Hart, Clerk of the Council, and her staff for the recent reception and said that it was first class. He presented Councillors Frick, Soards, and Smith, who were not in attendance at the reception when presentations were made, with plaques commemorating their service and a proclamation from the Mayor. Councillor Soards recognized his wife Ann and daughters Kaitlyn and Anna.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA

Ladies And Gentlemen :

You are hereby notified the REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, November 17, 2003, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Philip C. Borst, D.V.M.
President, City-County Council

October 28, 2003

TO PRESIDENT BORST AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the *Court & Commercial Record* and in the *Indianapolis Star* on Friday, October 31, 2003, a copy of a Notice of Public Hearing on Proposal Nos. 563, 612-614, 616, 618, 619, 623-628, 630-632, and 656, 2003, said hearing to be held on Monday, November 17, 2003, at 7:00 p.m. in the City-County Building.

Respectfully,
s/Suellen Hart
Clerk of the City-County Council

October 30, 2003

TO PRESIDENT BORST AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the *Court & Commercial Record* on Monday, November 3, 2003, a copy of a Notice of Public Hearing on Proposal No. 630, 2003, said hearing to be held on Monday, November 17, 2003, at 7:00 p.m. in the City-County Building.

Respectfully,
s/Suellen Hart
Clerk of the City-County Council

November 6, 2003

TO PRESIDENT BORST AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have approved with my signature and delivered this day to the Clerk of the City-County Council, Suellen Hart, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 137, 2003 - approves an increase of \$125,000 in the 2003 Budget of the Department of Public Works, Engineering Division (Non-Lapsing Federal Grants Fund) to complete a scoping report for a proposed Downtown Cultural Trail, financed by a Federal Highway Administration Transportation Enhancement grant

FISCAL ORDINANCE NO. 138, 2003 - approves an increase of \$581,000 and a transfer of \$185,000 in the 2003 Budget of the Department of Metropolitan Development (Federal Grants Fund) to support the Amber Woods Cooperative rehabilitation project, to offer down-payment assistance to new homebuyers in Fall Creek Place, and to remove debris from the Fall Creek Place project area, financed by a transfer and federal grants

FISCAL ORDINANCE NO. 139, 2003 - approves an increase of \$1,500 in the 2003 Budget of the Department of Public Safety, Fire Division (Non-Lapsing Federal Grants Fund) to continue a car seat Permanent Fitting Station project at IFD Station #30, financed by a federal grant

FISCAL ORDINANCE NO. 140, 2003 - approves an increase of \$596,100 in the 2003 Budget of the Department of Public Safety, Police Division (Non-Lapsing Federal Grants Fund) for technology upgrades, financed by a federal grant

FISCAL ORDINANCE NO. 141, 2003 - approves an increase of \$2,799 in the 2003 Budget of the Department of Public Safety, Emergency Management Planning Division (Non-Lapsing Federal Grants Fund) to support the Community Emergency Response Team program, financed by a federal grant

FISCAL ORDINANCE NO. 145, 2003 - approves an increase of \$490,000 in the 2003 Budget of the Department of Metropolitan Development, Division of Administrative Services (Non-Lapsing State Grants and City Cumulative Capital Improvement Funds) to pay for the environmental assessment of two brownfield properties (1402 Dr. Martin Luther King Jr. Street and 838 N. Delaware) and to perform additional earthwork at the Keystone Enterprise Park project (located at I70 and Keystone Avenue), financed by a state grant and fund balances

FISCAL ORDINANCE NO. 146, 2003 - approves the appropriation of proceeds of sale of transportation revenue bonds of the City of Indianapolis in an original aggregate amount not to exceed Twenty Million Dollars

FISCAL ORDINANCE NO. 148, 2003 - approves a transfer of \$6,736 in the 2003 Budget of the Department of Public Safety, Animal Care and Control Division (Consolidated County Fund) to purchase additional animal supplies and equipment

FISCAL ORDINANCE NO. 150, 2003 - approves a transfer of \$52,900 in the 2003 Budget of the City-County Council (Consolidated County Fund) to upgrade council office computer data base and ordinance tracking system

GENERAL ORDINANCE NO. 88, 2003 - provides 40 hours of paid leave for public safety officers who sustain an on-duty injury that causes him or her to be absent from work for more than 40 consecutive hours

GENERAL ORDINANCE NO. 89, 2003 - authorizes the auditor to collect an endorsement fee of \$5 for each legal description of each parcel contained in a deed

GENERAL ORDINANCE NO. 92, 2003 - authorizes a multi-way stop at Allegheny Street and Cleveland Street (District 22)

GENERAL ORDINANCE NO. 93, 2003 - authorizes a change in intersection controls at East Street and Narcissus Drive (District 25)

GENERAL ORDINANCE NO. 94, 2003 - authorizes a change in intersection controls at Ohio Street and Reisner Street (District 17)

GENERAL ORDINANCE NO. 95, 2003 - authorizes intersection control changes and parking control changes in the Three Fountains West, Colonial Square, and Mayfield Green Apartment complexes (Districts 1, 9)

GENERAL ORDINANCE NO. 96, 2003 - authorizes parking restrictions on Norfolk Street from Patricia Street to the dead end (District 8)

GENERAL ORDINANCE NO. 97, 2003 - authorizes a traffic signal at 3308 North Mitthoefer Road (District 5)

GENERAL ORDINANCE NO. 98, 2003 - authorizes a traffic signal at I-74 and Southeastern Avenue (District 13)

GENERAL ORDINANCE NO. 99, 2003 - authorizes a multi-way stop at Chelsea Road and Worth Avenue (District 19)

GENERAL ORDINANCE NO. 100, 2003 - authorizes a multi-way stop at 9th Street and Centennial Street (District 16)

GENERAL ORDINANCE NO. 101, 2003 - authorizes a change in the intersection controls at 20th Street and Linwood Avenue (District 15)

GENERAL ORDINANCE NO. 102, 2003 - authorizes a multi-way stop at Bradley Avenue and Walnut Street (District 15)

GENERAL ORDINANCE NO. 103, 2003 - authorizes a multi-way stop at 20th Street and Hawthorne Lane (District 15)

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GENERAL ORDINANCE NO. 104, 2003 - authorizes a multi-way stop at Berwick Avenue and Gimber Street (District 17)

GENERAL ORDINANCE NO. 105, 2003 - authorizes a change in intersection controls for Pershing Avenue and Ray Street (District 17)

GENERAL ORDINANCE NO. 106, 2003 - authorizes multi-way stops at Kappes Street and Lambert Street, and at Lambert Street and Reisner Street (Districts 17, 25)

GENERAL ORDINANCE NO. 107, 2003 - authorizes a multi-way stop at Breton Street and Falcon Drive (District 8)

GENERAL ORDINANCE NO. 108, 2003 - authorizes a change in intersection controls for Beauport Road and Fredonia Road (District 8)

GENERAL ORDINANCE NO. 109, 2003 - authorizes shuttle stops for the Indy Go Blue Line Circulator (District 16)

SPECIAL ORDINANCE NO. 6, 2003 - approves the issuance of proceeds of sale of transportation revenue bonds of the City of Indianapolis in an original aggregate amount not to exceed Twenty Million Dollars

SPECIAL RESOLUTION NO. 68, 2003 - congratulates Margaret Arthur for earning the 2003 Mayor's Community Service Award for her many years of volunteer activities in the community

SPECIAL RESOLUTION NO. 69, 2003 - congratulates Pat Zarse for earning the 2003 Mayor's Community Service Award for her many years of volunteer activities in the community

SPECIAL RESOLUTION NO. 70, 2003 - recognizes the work of the Nationalities Council and its International Festival

SPECIAL RESOLUTION NO. 71, 2003 - recognizes Theology on Tap, an organization dedicated to promoting traditional values in young adults

SPECIAL RESOLUTION NO. 72, 2003 - welcomes and honors United States Postmaster General John "Jack" E. Potter

SPECIAL RESOLUTION NO. 73, 2003 - congratulates Roncalli High School for earning the U.S. Department of Education's Blue Ribbon Schools Award for the third time

SPECIAL RESOLUTION NO. 74, 2003 - authorizes Robert J. Clifford to accept pension liability

SPECIAL RESOLUTION NO. 75, 2003 - an inducement resolution for Keystone Towers, LLC in an amount not to exceed \$6,000,000 which consists of the acquisition and substantial rehabilitation of the existing vacant 254-unit Keystone Towers Apartments located at 2855 East 45th Street and 4475 Allisonville Road (Districts 6, 11)

SPECIAL RESOLUTION NO. 76, 2003 - an inducement resolution for TR Associates, LLC in an amount not to exceed \$6,600,000 which consists of the acquisition and substantial rehabilitation of the existing 284-unit Timber Ridge Apartments located at 4005 Meadows Drive (District 11)

SPECIAL RESOLUTION NO. 77, 2003 - seeks authorization to pay legal expenses incurred with the jail-overcrowding litigation from the jail commissary fund

Respectfully,
s/Bart Peterson, Mayor

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF THE JOURNAL

The President called for additions or corrections to the Journal of October 27, 2003. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS

PROPOSAL NO. 691, 2003. The proposal, sponsored by Councillors McWhirter, Bainbridge, and Knox, recognizes West Indy's 5th Annual Steak n Shake's Breakfast with Santa. Councillor McWhirter read the proposal and presented representatives with copies of the documents and Council pins. Marshall Lewis, founder and chair of the event, thanked the Council for the recognition, and introduced several sponsor representatives. They provided Council members with gifts, and Kim Boyd, representative of Vincennes University, read a poem, while Gliminte the Magician performed a magic trick. Councillor Brents thanked Mr. Lewis for his efforts with this event and said that she will be attending. Councillor McWhirter moved, seconded by Councillor Bainbridge, for adoption. Proposal No. 691, 2003 was adopted by a unanimous voice vote.

Proposal No. 691, 2003 was retitled SPECIAL RESOLUTION NO. 78, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 78, 2003

A SPECIAL RESOLUTION recognizing West Indy's 5th Annual Steak n Shake's Breakfast with Santa

WHEREAS, for the past four years, Steak n Shake Restaurants of Central Indiana and many local businesses and individuals have hosted a growing event known as Breakfast with Santa; and

WHEREAS, the annual occasion has given joy to over 5,000 children since its inception, and this year will hit the 6,000 mark of children and 1,000 families that have been served; and

WHEREAS, the 2003 Breakfast with Santa will be held Saturday, December 13th at the Wayne Township Fire Department Training Conference Center on North High School Road; and

WHEREAS, Breakfast with Santa sponsors already signed up for this December's event include: Wayne Township Fire Department, Wayne Township Schools, Wayne Township Trustee's Office, Westlake Church of Christ, IUPUI/MOM Project, Lynn and Rich Elson, Indy Parks, Indianapolis Police Books & Badges, U-Haul, Vincennes University, Long's Bakery, Steak n Shake, Indy 500, Toys for Tots, Hands On, LLC, The Recovery Room, Indianapolis Public Schools, and Glimante The Magician; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and commends all of those who make the Westside's Annual Breakfast with Santa event possible, including Marshall Lewis, who spends countless hours in organizing the breakfast.

SECTION 2. For all the time, expense, and energy of planning and conducting this breakfast for the children, a big happy ear-to-ear smile from a little child at Christmastime is all the reward that is necessary for a good job, well done.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 692, 2003. The proposal, sponsored by Councillor Dowden, recognizes the U.S. Marine Corps Reserves' "Toys for Tots" Program. Councillor Dowden read the proposal and presented representatives with copies of the document and Council pins. Captain Raul Salcido thanked the Council for the recognition. Councillor Massie thanked the Marines for their service, and said that his son Matthew is currently in the Marine Corps serving overseas and he has a great appreciation for all that they do to protect this country's freedom. Councillor Dowden

moved, seconded by Councillor Massie, for adoption. Proposal No. 692, 2003 was adopted by a unanimous voice vote.

Proposal No. 692, 2003 was retitled SPECIAL RESOLUTION NO. 79, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 79, 2003

A SPECIAL RESOLUTION recognizing the U.S. Marine Corps Reserves' "Toys for Tots" Program.

WHEREAS, while earning the epithet "First to Fight" during their 228 year history, the United States Marines have also displayed their compassion for the needy through such programs as today's "Toys for Tots"; and

WHEREAS, while delivering a shiny new toy to a child, the goal of "Toys for Tots" is to also deliver the message to needy youngsters that they have not been forgotten and that someone really cares about them and wants to encourage them by example to grow into responsible adults; and

WHEREAS, Toys for Tots began in 1947 when a group of Marine Reservists in California delivered toys to needy children in their area, with the first gift being a Raggedy Ann doll; and

WHEREAS, the program rapidly grew nationwide with Walt Disney designing the logo, and celebrities including such persons as John Wayne, Bob Hope, Charlton Heston, Kenny Rogers, Brooke Shields, George Strait, and many others endorsing the program; and

WHEREAS, last year the local Indianapolis Marine Corps Reserve distributed 38,000 toys to 18,000 needy children; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes the good work of the U.S. Marine Corps Reserves in their annual "Toys for Tots" Program, and specifically commends local Marines: Captain Raul Salcido, Sgts. Christopher Borghese, Terrence Epperson, Glen Hanson, Shareif Bailey, Joseph Borchin, Levi Jones, Robert Miller, John Lund, and Cpl. Molly Johnson.

SECTION 2. The Council commends the Marines, both for their commitment to defending America's freedoms and for their compassion shown by gathering toys for children in need.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 705, 2003. The proposal, sponsored by Councillors Borst and Black, recognizes the National Collegiate Athletic Association's fourth year in Indianapolis. Councillor Borst read the proposal and presented Danita Edwards, public relations director for the NCAA, with a copy of the document and a Council pin. Ms. Edwards thanked the council for the recognition on behalf of President Miles Brand, who was delayed this evening, and said that the NCAA is happy to be a part of the good things happening in this City. Councillor Borst moved, seconded by Councillor Black, for adoption. Proposal No. 705, 2003 was adopted by a unanimous voice vote.

Proposal No. 705, 2003 was retitled SPECIAL RESOLUTION NO. 80, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 80, 2003

A SPECIAL RESOLUTION recognizing the National Collegiate Athletic Association's Fourth year in Indianapolis.

WHEREAS, in the late 1990's, 52 cities vied to become the NCAA headquarters' new home city; and

WHEREAS, the list was narrowed down to Indianapolis when more than a hundred businesses, foundations, individuals, the Lilly Endowment, the City of Indianapolis and the State of Indiana came together and offered to construct a new NCAA headquarters building and the Hall of Champions in the White River State Park and to provide land to the NCAA for its warehouse facility, and

WHEREAS, that \$50 million investment four years ago has paid handsome dividends according to a new study by KPMG, LLP which shows that the NCAA's presence has created 857 jobs, has served as a catalyst for the National Federation of State High School Association, the National Youth Sports Corporation and the Black Coaches Association to locate here, and the NCAA's presence has a \$63.3 million annual financial impact upon Indianapolis and Indiana, and a total of \$326 million since the move in 1999; and

WHEREAS, in addition, the NCAA has become a community partner with its "Stay in Bounds" sportsmanship program having been presented in 300 area schools, the NCAA Hall of Champions having celebrated the roles of women and minorities in sports, and the NCAA staff actively supporting many community programs and not-for-profit groups; and

WHEREAS, Indianapolis, as the "amateur sports capital of the world," has to competitively bid for prestigious sports events, but has already booked the 2004 World Swimming Championships, the 2004 U.S. Olympic Wrestling Trials, the 2005 Women's Final Four and the 2006 Men's Final Four; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and congratulates the NCAA-Indianapolis partnership upon its Fourth Anniversary, and expresses its appreciation of that organization and its staff for their many contributions to the City of Indianapolis.

SECTION 2. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 611, 2003. Councillor McWhirter reported that the Administration and Finance Committee heard Proposal No. 611, 2003 on November 11, 2003. The proposal, sponsored by Councillor Nytes, approves the Mayor's appointment of Michael J. Rogers as hearing officer to preside over the administrative adjudication of parking citations. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor McWhirter moved, seconded by Councillor Nytes, for adoption. Proposal No. 611, 2003 was adopted by a unanimous voice vote.

Proposal No. 611, 2003 was retitled COUNCIL RESOLUTION NO. 87, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 87, 2003

A COUNCIL RESOLUTION approving the Mayor's appointment of Michael J. Rogers as hearing officer to preside over the administrative adjudication of parking citations on behalf of the Consolidated City of Indianapolis and Marion County.

WHEREAS, pursuant to Indiana Code § 36-3-3-8 and Section 103-73 of the "Revised Code of the Consolidated City and County," a mayoral appointment of a hearing officer to preside over the administrative adjudication of parking citations on behalf of the Consolidated City of Indianapolis and Marion County is subject to the approval of the City-County Council; and

WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the name of Michael J. Rogers to serve as hearing officer at his pleasure for a term of one (1) year; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Michael J. Rogers is approved and confirmed by the City-County Council to serve as hearing officer at the pleasure of the Mayor for the term of one (1) year.

SECTION 2. This ordinance shall be in effect upon adoption and compliance with IC § 36-3-4-14.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 659, 2003. Introduced by Councillors McWhirter and Nytes. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves temporary tax anticipation borrowing for the City for the Consolidated City Police Force Account, the Police Pension Fund, the Consolidated City Fire Force Account, the Firemen's Pension Fund and the Park General Fund during the period from January 1, 2004 through December 31, 2004"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 660, 2003. Introduced by Councillors McWhirter and Nytes. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves temporary tax anticipation borrowing for the County for the County General Fund and the County Family and Children's Fund during the period from January 1, 2004 through December 31, 2004"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 662, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which transfers the powers and duties of the Enhanced Access Board to the Information Technology Board and abolishes the Enhanced Access Board"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 663, 2003. Introduced by Councillors Nytes, Talley, Sanders, and McWhirter. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which allows the City to pick up additional employee contributions to PERF through a payroll deduction, and to treat such amounts as pre-tax "pick-up" contributions"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 664, 2003. Introduced by Councillors McWhirter and Talley. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes the County to pay the employee's contribution to the pension plan for merit officers of the Marion County Sheriff's Department during the period of military leave"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 665, 2003. Introduced by Councillors Cockrum and Douglas. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$47,500 in the 2003 Budget of the Department of Parks and Recreation (Park General Fund) to pay for overtime costs incurred cleaning up after unexpected floods and windstorms this year, financed by fund balances"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 666, 2003. Introduced by Councillors Dowden, Moriarty Adams, and Talley. The Clerk read the proposal entitled: "A Proposal for a Fire Special Service District Fiscal Ordinance which approves a transfer of \$331,000 and an increase of \$383,000 in the 2003 Budget of the Department of Public Safety, Fire Division (Fire General Fund) to cover the unbudgeted portion of the sworn firefighter contractual pay increase as well as overtime expenses, financed by a transfer and fund balances"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 667, 2003. Introduced by Councillors Dowden, Moriarty Adams, and Talley. The Clerk read the proposal entitled: "A Proposal for a Police Special Service District Fiscal Ordinance which approves a transfer of \$45,000 in the 2003 Budget of the Department of Public Safety, Police Division (Police General Fund) to pay for additional supplies needed to support the Arrestee Processing Center operations "; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 668, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves a transfer of \$18,000 in the 2003 Budget of the Marion County Justice Agency (State and Federal Grants Fund) to correct an error in the original grant award (Project Safe Neighborhoods grant)"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 669, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves a transfer of \$18,900 in the 2003 Budget of the Marion County Justice Agency (State and Federal Grant Fund) to correct an error in the original grant award (Evaluation of the Marion County's Cite and Release and Emergency Jail Release Policies Grant)"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 670, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves a transfer of \$42,205 in the 2002 Budget of the Marion Superior Court, Juvenile Division, (State and Federal Grants Fund) to cover capital expenses (Juvenile Accountability Incentive Block Grant #4)"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 671, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$24,162 in the 2003 Budget of the Marion Superior Court, Juvenile Division, (State and Federal Grants Fund) to appropriate a Kid's Voice Grant for the Guardian Ad Litem and Reach for Youth programs, funded by a state grant (Indiana Criminal Justice Institute)"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 672, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$749,927 in the 2003 Budgets of Community Corrections and the County Auditor (Home Detention User Fee Fund) to fund personnel, home detention equipment, and supplies for the second six months of fiscal year 2003-2004, financed by fund balances"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 673, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$21,550 in the 2003 budget of Community Corrections (Home Detention User Fee Fund) to provide additional funds for supplies due to growth in programming, financed by fund balances"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 676, 2003. Introduced by Councillors Dowden and Moriarty Adams. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which establishes a Child Advocacy Agency in the Office of the Prosecuting Attorney"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 677, 2003. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes the Department of Public Works to collect a capacity availability fee for every building issued a permit by the Department of Metropolitan Development"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 678, 2003. Introduced by Councillor Knox. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes intersection controls for Hancock Street and Ida Street (District 17)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 679, 2003. Introduced by Councillor Langsford. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at the intersection of Forsythia Drive and Orchid Lane (District 13)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 680, 2003. Introduced by Councillors Brents and Nytes. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a change in parking restrictions on Ft. Wayne Avenue between New Jersey Street and 10th Street (Districts 16, 22)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 681, 2003. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a change in parking restrictions on Maryland Street between Missouri Street and Illinois Street (District 16)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 682, 2003. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions on Illinois Street between Merrill Street and South Street (District 16)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 683, 2003. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions on Illinois Street between Washington Street and Ohio Street (District 16)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 684, 2003. Introduced by Councillor Douglas. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions on Dequincy Street between 23rd Street and Dead End north of 23rd Street (District 10)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 685, 2003. Introduced by Councillor Nytes. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions on Delaware Street from Fall Creek Parkway S. Drive to Fall Creek Parkway N. Drive (District 22)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 686, 2003. Introduced by Councillor Nytes. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions on 14th Street between College Avenue and Dead End east of College Avenue (District 22)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 687, 2003. Introduced by Councillor Nytes. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes no left turn restrictions on Fall

Creek Parkway on College Avenue (District 22)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 688, 2003. Introduced by Councillor Nytes. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes no left turn restrictions on Fall Creek Parkway N. Drive at 30th Street (District 22)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 689, 2003. Introduced by Councillors Black, Boyd, and Nytes. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes no left turn restrictions on Fall Creek Parkway N. Drive at 38th and 39th Streets (Districts 6, 11, 22)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 690, 2003. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a change in one-way traffic and two-way traffic on Limestone Street between New York Street and Michigan Street (District 16)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 693, 2003. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which amends the term of service for Jerry Barnaby as a member of the Citizens Police Complaint Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 704, 2003. Introduced by Councillors Borst and Boyd. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which approves a schedule of regular council meetings for the year 2004"; and the President referred it to the Committee of the Whole.

PROPOSAL NO. 706, 2003. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which amends the term of service for Al Polin as a member of the Citizens Police Complaint Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

Councillor Talley said that he would like to make it clear that the CAFE referenced in Proposal No. 677, 2003 does not represent the familiar acronym of the Community Alliance of the Far Eastside.

President Borst encouraged members to review Proposal No. 704, 2003 before the next Council meeting, as it is the calendar for next year's meetings. Councillor Boyd asked if this calendar will be sent to the Councillors-elect. President Borst asked the Clerk to make sure those new Council members get a copy of this proposal.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NOS. 694-696, 2003 and PROPOSAL NOS. 697-703, 2003. Introduced by Councillor Langsford. Proposal Nos. 694-696, 2003 and Proposal Nos. 697-703, 2003 are proposals for Rezoning Ordinances certified by the Metropolitan Development Commission on October 15 and November 5, 2003. The President called for any motions for public hearings on any of those zoning maps changes. There being no motions for public hearings, the proposed ordinances, pursuant to IC 36-7-4-608, took effect as if adopted by the City-County Council, were retitled for identification as REZONING ORDINANCE NOS. 164-173, 2003, the original

copies of which ordinances are on file with the Metropolitan Development Commission, which were certified as follows:

REZONING ORDINANCE NO. 164, 2003.

2003-ZON-060 (2003-DP-008)

9900, 10050, 10500, and 10640 EAST THOMPSON ROAD and 10101 and 10401 PENTECOST ROAD (approximate addresses), INDIANAPOLIS.

FRANKLIN TOWNSHIP, COUNCILMANIC DISTRICT #23

BAY DEVELOPMENT, by David A. Retherford, requests a rezoning of 422.943 acres, being in the D-P (FF) (FW) District, to the D-P (FF) (FW) classification to provide for 833 single-family residential dwellings, at a density of 1.98 units per acre.

REZONING ORDINANCE NO. 165, 2003.

2003-ZON-106

2225 YANDES STREET, and 2202, 2203 and 2224 COLUMBIA AVENUE (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT #22

OVERCOMING CHURCH requests a rezoning of 0.86 acre, being in the D-5 and I-2U Districts, to the SU-1 classification to provide for religious uses, including an educational center, recreational facility, off-street parking area and a playground.

REZONING ORDINANCE NO. 166, 2003.

2003-ZON-834

9920 EAST 30TH STREET (approximate address), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT #5

WAL-MART REAL ESTATE BUSINESS TRUST, by Joseph D. Calderon, requests a rezoning of 7.34 acres, being in the I-3-S District, to the C-3 classification to provide for a supermarket and pharmacy.

REZONING ORDINANCE NO. 167, 2003.

2003-ZON-110

2219 WEST MICHIGAN STREET and 415 NORTH TREMONT STREET (approximate address), INDIANAPOLIS.

WAYNE TOWNSHIP, COUNCILMANIC DISTRICT # 16

GOODWILL INDUSTRIES OF CENTRAL INDIANA, INCORPORATED AND WESTSIDE COMMUNITY DEVELOPMENT CORPORATION, by David Kingen, requests a rezoning of 5.87 acres, being in the I-3-U District, to the C-S classification to provide for all I-2-U uses, automobile storage of operable and inoperable vehicles, and an automobile auction.

REZONING ORDINANCE NO. 168, 2003.

2003-ZON-120

667 EAST MERRILL STREET (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT #16

CHUCK LORING, by David Kingen, requests a rezoning of 0.54 acre, being in the D-8 (RC) District, to the CBD-2 (RC) classification.

REZONING ORDINANCE NO. 169, 2003.

2003-ZON-121

229, 324 and 349 WEST MORRIS STREET (approximate address), INDIANAPOLIS.,

CENTER TOWNSHIP, COUNCILMANIC DISTRICT #16

CONCORD COMMUNITY DEVELOPMENT CORPORATION, by David Kingen, requests a rezoning of 2.90 acres, being in the I-3-U District, to the C-S classification to provide for all C-3C, C-ID and I-1-U uses.

REZONING ORDINANCE NO. 170, 2003.

2003-ZON-122

7316 SOUTH US 31 (approximate address), INDIANAPOLIS.

PERRY TOWNSHIP, COUNCILMANIC DISTRICT #20

STEVEN J. ROSSMAN, requests a rezoning of 1.00 acre, being in the D-A District, to the C-1 classification to provide for office uses.

REZONING ORDINANCE NO. 171, 2003.

2003-ZON-125

6702 EAST 34TH STREET (approximate address), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT #10

TRAVELERS REST MISSIONARY BAPTIST CHURCH requests a rezoning of 0.80 acre, being in the D-3 District, to the SU-1 classification to provide for a church parking lot.

REZONING ORDINANCE NO. 172, 2003.

2003-ZON-839

2715, 2725, 2727 and 2800 SOUTH LYNHURST DRIVE (approximate address), INDIANAPOLIS.

WAYNE TOWNSHIP, COUNCILMANIC DISTRICT #17

METROPOLITAN SCHOOL DISTRICT OF WAYNE TOWNSHIP, by Philip A. Nicely, requests a rezoning of 11.90 acres, being in the D-A, D-8 and SU-2 Districts, to the SU-2 classification to provide for educational uses.

REZONING ORDINANCE NO. 173, 2003.

2003-ZON-841

5570 NORTH KEYSTONE AVENUE (approximate address), INDIANAPOLIS.

WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT #7

LOCKHART CORNER, LLC, by Joseph D. Calderon, requests a rezoning of 0.905 acre, being in the D-4 (W-5), C-4 (W-5), and C-5 (W-5) Districts, to the C-5 (W-5) classification to provide for the expansion of an automobile dealership.

PROPOSAL NO. 658, 2003. Councillor Langsford reported that the Metropolitan Development Committee heard Proposal No. 658, 2003 on November 10, 2003. The proposal, sponsored by Councillor Langsford, is a special resolution amending the inducement resolution for Phoenix Apartments (to be renamed "Avondale Village") in an amount not to exceed \$12,000,000 which consists of the acquisition and rehabilitation of an existing 328-unit apartment complex on an approximately 10.31 acre parcel of land located at 4004 Meadows Drive (District 11). By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Moriarty Adams said that she will abstain from voting on this proposal to avoid the appearance of a conflict of interest.

Councillor Langsford moved, seconded by Councillor Talley, for adoption. Proposal No. 658, 2003 was adopted on the following roll call vote; viz:

24 YEAS: Bainbridge, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Langsford, Massie, McWhirter, Nytes, Sanders, Schneider, Short, Soards, Talley, Tilford

0 NAYS:

5 NOT VOTING: Black, Coonrod, Knox, Moriarty Adams, Smith

Proposal No. 658, 2003 was retitled SPECIAL RESOLUTION NO. 81, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 81, 2003

A SPECIAL RESOLUTION amending City-County Special Resolution No. 24, 2003, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bounds.

WHEREAS, the City of Indianapolis, Indiana (the "City") is authorized by IC 36-7-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for acquisition, renovation, construction, installation and equipping of said facilities, and said facilities to be either sold or leased to a company or the proceeds of

the revenue bond issue may be loaned to the company and said facilities directly owned by the company; and

WHEREAS, City-County Special Resolution No. 24, 2003 (the "Inducement Resolution") has been previously adopted by the City-County Council of the City of Indianapolis and Marion County, Indiana (the "City-County Council") concerning certain proposed economic development facilities to be developed by a to be formed limited partnership which is affiliated with the Winn Companies to be named either Phoenix Limited Partnership or Avondale Village Limited Partnership, or its assigns (the "Company") which resolution set an expiration date of December 31, 2003 unless the economic development revenue bonds for the Project (as defined in the Inducement Resolution) have been issued or an Ordinance authorizing the issuance of such bonds has been adopted by the City-County Council of the City prior to the aforesaid date or unless, upon a showing of good cause by the Company, the City, by official action, extends the terms of the Inducement Resolution; and

WHEREAS, an Ordinance has not yet been adopted authorizing the issuance of such bonds and such bonds have not yet been issued as of the date of adoption of this City-County Special Resolution, however, the Company has shown good cause to extend the aforesaid expiration date; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council finds, determines, ratifies and confirms that the Inducement Resolution is hereby amended by deleting the expiration date of December 31, 2003, contained therein and replacing said date with the date of July 31, 2004.

SECTION 2. The City-County Council further finds, determines, ratifies and confirms that except as modified by Section 1 hereof, all other findings and provisions of the Inducement Resolution shall remain unchanged and are hereby reaffirmed and confirmed.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Massie reported that the Rules and Public Policy Committee heard Proposal Nos. 674 and 675, 2003 on November 11, 2003. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 674, 2003. The proposal, sponsored by Councillors Bainbridge and Gibson, authorizes the mayor to issue a charter to 21st Century English Avenue Charter School, Inc. PROPOSAL NO. 675, 2003. The proposal, sponsored by Councillors Bainbridge and Gibson, authorizes the mayor to issue a charter to Southeast Neighborhood School of Excellence, Inc. By 8-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass.

Councillor Bainbridge said that the selection process for the charter schools has been an outstanding success and will serve as a model for the rest of the country. He congratulated these recipients. Councillors Gibson and Short agreed and asked their fellow Councillors to support the proposals.

Councillor Conley said that he was skeptical about charter schools at first because of them possibly cutting into funding and success of public schools. He said that this process has won him over and he supports the proposals.

Councillor Massie moved, seconded by Councillor Gibson, for adoption. Proposal Nos. 674 and 675, 2003 were adopted on the following roll call vote; viz:

28 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Schneider, Short, Smith, Soards, Talley, Tilford
1 NAY: Sanders

Councillor Sanders asked for consent to explain her vote. Consent was given. Councillor Sanders said that she is not opposed to either of these entities specifically, but she is simply philosophically against charter schools.

Proposal No. 674, 2003 was retitled COUNCIL RESOLUTION NO. 88, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 88, 2003

A PROPOSAL FOR A COUNCIL RESOLUTION approving the Mayor's establishment of a charter school by issuing a charter to 21st Century English Avenue Charter School, Inc.

WHEREAS, the Mayor is authorized by IC 20-5.5 to issue charters for chartered schools within the Consolidated City; and

WHEREAS, IC 20-5.5-3-4 requires that a majority of the members of the City-County Council approve the establishment of charter schools prior to the Mayor issuing a charter; and

WHEREAS, the Mayor has announced his intention to issue a charter for a charter school to 21st Century English Avenue Charter School, Inc.; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. A majority of the members of the City-County Council hereby authorizes the Mayor to establish a charter school by issuing a charter to 21st Century English Avenue Charter School, Inc.

SECTION 2. This resolution shall be in full force and effect from and after adoption.

Proposal No. 675, 2003 was retitled COUNCIL RESOLUTION NO. 89, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 89, 2003

A PROPOSAL FOR A COUNCIL RESOLUTION approving the Mayor's establishment of a charter school by issuing a charter to Southeast Neighborhood School of Excellence, Inc.

WHEREAS, the Mayor is authorized by IC 20-5.5 to issue charters for chartered schools within the Consolidated City; and

WHEREAS, IC 20-5.5-3-4 requires that a majority of the members of the City-County Council approve the establishment of charter schools prior to the Mayor issuing a charter; and

WHEREAS, the Mayor has announced his intention to issue a charter for a charter school to Southeast Neighborhood School of Excellence, Inc.; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. A majority of the members of the City-County Council hereby authorizes the Mayor to establish a charter school by issuing a charter to Southeast Neighborhood School of Excellence, Inc.

SECTION 2. This resolution shall be in full force and effect from and after adoption.

SPECIAL ORDERS - PUBLIC HEARING

Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 563, 623-627, 630, and 632, 2003 on October 8, 2003. He asked for consent to vote on Proposal Nos. 563, 623-627, and 630, 2003 together. Consent was given. He said that Proposal No. 632, 2003 needs to be postponed, and therefore he would like consent to handle that proposal first. Consent was given.

PROPOSAL NO. 632, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$179,000 in the 2003 Budget of the Marion County Justice Agency (State and Federal Grants Fund) to appropriate funds to facilitate a strategic planning committee for public safety, funded by a state grant (Indiana Criminal Justice Institute) (The local match of \$75,509 is funded by the existing appropriations in the 2003 budgets of the Marion County Justice Agency and Marion Superior Court.). By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden stated that some additional questions have been raised, and he moved, seconded by Councillor Nytes, to postpone Proposal No. 632, 2003 until December 8, 2003. Proposal No. 632, 2003 was postponed by a unanimous voice vote.

PROPOSAL NO. 563, 2003. The proposal, sponsored by Councillors Dowden, Moriarty Adams, and Talley, approves a transfer of \$422,511 and an increase of \$612,444 in the 2003 Budget of the County Sheriff (County General Fund) to cover shortage of money in 2003 for gasoline and to appropriate funds for an additional 20 Correction Officers, financed by a transfer and fund balances. PROPOSAL NO. 623, 2003. The proposal, sponsored by Councillor McWhirter, approves an increase of \$200,000 in the 2003 Budgets of the County Auditor and the County Prosecutor (State and Federal Grants Fund) to fund (1) a salary for a supervisor and a partial salary for an administrator for community outreach projects, and (2) computer upgrades and training for the Community Prosecution Division, funded by a federal grant (Community Prosecution Leadership Award by the U.S. Department of Justice). PROPOSAL NO. 624, 2003. The proposal, sponsored by Councillor McWhirter, approves an increase of \$195,577 in the 2003 Budget of the County Prosecutor (State and Federal Grants Fund) to provide funding for Centers of Hope in all Marion County hospitals which provide comprehensive care to victims of sexual assault, funded by a state grant (Indiana Criminal Justice Institute). PROPOSAL NO. 625, 2003. The proposal, sponsored by Councillor McWhirter, approves an increase of \$56,000 in the 2003 Budgets of the County Auditor and the County Prosecutor (State and Federal Grants Fund) to fund (1) a Conflict Resolution Coordinator and to pay rent, training, and supplies at Community Court; (2) Nuisance Abatement Paralegals; and (3) a portion of the Tidemark database, funded by grants through the U.S. Department of Justice. PROPOSAL NO. 626, 2003. The proposal, sponsored by Councillor McWhirter, approves an increase of \$270,205 in the 2003 Budgets of the County Auditor and the County Prosecutor (State and Federal Grants Fund) to provide funding for eight victim advocate positions for various divisions in the County Prosecutor's Office, funded by a state grant (Victims of Crime Act Victim Assistance Grant) (The local match of \$67,552 is funded by the existing appropriations in the Prosecutor's Office budget.). PROPOSAL NO. 627, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$684,364 in the 2003 Budgets of the County Auditor and the Marion County Justice Agency (State and Federal Grants Fund) to provide salaries, fringes, supplies, equipment, travel, and contractual services for a Project Safe Neighborhood project, funded by a federal grant (Project Safe Neighborhoods Grant). PROPOSAL NO. 630, 2003. The proposal, sponsored by Councillors Dowden, Moriarty Adams, and Talley, approves an increase of \$46,840 in the 2003 Budget of the Department of Public Safety, Emergency Management and Planning Division (Consolidated County Fund) to fund vehicle lease and outfitting costs, to move six tornado warning sirens to new locations, and

to cover fleet charges for the remainder of the year, financed by a grant from the American Red Cross and fund balances. By unanimous votes, the Committee reported Proposal Nos. 563, and 623-627, 2003 to the Council with the recommendation that they do pass and Proposal No. 630, 2003 to the Council with the recommendation that it do pass as amended.

Councillor Nytes said that some of these proposals raise a concern about a pattern that has been developed where a large percentage of the specialists in public safety service areas are funded from State and Federal grants. She said that this makes her very uncomfortable because a lot of vital programs could fall apart if funding is cut. She asked that the Public Safety and Criminal Justice Committee request a table or matrix showing the liability should Federal and State funding be eliminated in the near future. She said that she had the same concern regarding the Department of Metropolitan Development (DMD) and asked them for a projection, so that the Council could have a clearer picture.

President Borst called for public testimony at 8:06 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Talley, for adoption. Proposal Nos. 563, and 623-627, 2003 and Proposal No. 630, 2003, as amended, were adopted on the following roll call vote; viz:

27 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Smith, Soards, Talley, Tilford

0 NAYS:

2 NOT VOTING: Massie, Short

Proposal No. 563, 2003 was retitled FISCAL ORDINANCE NO. 151, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 151, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Six Hundred Twelve Thousand Four Hundred Forty-four Dollars (\$612,444) in the County General Fund and transferring and appropriating an additional Four Hundred Twenty-two Thousand Five Hundred Eleven Dollars (\$422,511) in the County General Fund for purposes of the County Sheriff and reducing the unappropriated and unencumbered balance in the County General Fund and reducing certain other appropriations from that agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(f) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Sheriff to cover shortage of money in 2003 for gasoline and to appropriate funds for an additional 20 Correction Officers for the jail.

SECTION 2. The sum of One Million Thirty-four Thousand Nine Hundred Fifty-five Dollars (\$1,034,955) be, and the same is hereby, transferred and appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances and accounts as shown in Section 4.

SECTION 3. The following additional appropriation and increase is hereby approved:

COUNTY AUDITOR

1. Personal Services – fringes

COUNTY GENERAL FUND

40,755

COUNTY SHERIFF

2. Supplies

908,200

4. Capital Outlay

86,000

TOTAL INCREASE

1,034,955

SECTION 4. The said additional appropriation is funded by the following reductions:

<u>COUNTY SHERIFF</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	61,911
3. Other Services and Charges	<u>360,600</u>
TOTAL DECREASE	422,511

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered	
County General Fund	<u>612,445</u>
TOTAL REDUCTION	612,445

SECTION 5. The projected December 31, 2003, fund balance for the County General Fund is as follows:

Current cash balance August 31, 2003	(16,070,624)
Anticipated additional revenue through December 31, 2003	<u>94,096,758</u>
Projected funds available	78,026,134
Remaining appropriations and encumbrances	65,219,555
Proposed additional appropriation (Proposal No. 563, 2003)	<u>612,444</u>
Funds required	65,832,000
Projected fund balance December 31, 2003	12,194,134

SECTION 6. Section 5(c) of Fiscal Ordinance 97, 2002, is hereby amended by approving the addition of twenty (20) more Community Correction Officers for the jail (FTE positions), as shown below.

Agency	Position Type	2003 Proposed	2003 As Amended
Sheriff	Full Time FTE	701.00	721.00

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 623, 2003 was retitled FISCAL ORDINANCE NO. 152, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 152, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Two Hundred Thousand Dollars (\$200,000) in the State and Federal Grants Fund for purposes of the County Auditor and the County Prosecutor and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (c) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Auditor and the County Prosecutor to fund (1) a salary for a supervisor and a partial salary for an administrator for community outreach projects, and (2) computer upgrades and training for the Community Prosecution Division.

SECTION 2. The sum of Two Hundred Thousand Dollars (\$200,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services-fringes	34,954
<u>COUNTY PROSECUTOR</u>	
1. Personal Services	115,046
2. Supplies	6,000
3. Other Services and Charges	42,000
4. Capital Outlay	<u>2,000</u>
TOTAL INCREASE	200,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>200,000</u>
TOTAL REDUCTION	200,000

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 624, 2003 was retitled FISCAL ORDINANCE NO. 153, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 153, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97 2002) appropriating an additional One Hundred Ninety-five Thousand Five Hundred Seventy-seven Dollars (\$195,577) in the State and Federal Grants Fund for purposes of the County Prosecutor and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (c) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Prosecutor to provide funding for Centers of Hope at all Marion County Hospitals

SECTION 2. The sum of One Hundred Ninety-five Thousand Five Hundred Seventy-seven Dollars (\$195,577) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY PROSECUTOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
3. Other Services and Charges	<u>195,577</u>
TOTAL INCREASE	195,577

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>195,577</u>
TOTAL REDUCTION	195,577

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 625, 2003 was retitled FISCAL ORDINANCE NO. 154, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 154, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Fifty-six Thousand Dollars (\$56,000) in the State and Federal Grants Fund for purposes of the County Auditor and the County Prosecutor and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (c) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Auditor and the County Prosecutor to fund (1) a Conflict Resolution Coordinator and to pay rent, training, and supplies at Community Court; (2) Nuisance Abatement Paralegals; and (3) a portion of the Tidemark database.

SECTION 2. The sum of Fifty-six Thousand Dollars (\$56,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services-fringes	12,711
<u>COUNTY PROSECUTOR</u>	
1. Personal Services	27,492
2. Supplies	597
3. Other Services and Charges	15,200
TOTAL INCREASE	56,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	56,000
TOTAL REDUCTION	56,000

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 626, 2003 was retitled FISCAL ORDINANCE NO. 155, 2003, and reads as follows:

November 17, 2003

CITY-COUNTY FISCAL ORDINANCE NO. 155, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Two Hundred Seventy Thousand Two Hundred Five Dollars (\$270,205) in the State and Federal Grants Fund for purposes of the County Prosecutor and the County Auditor and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (c) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Prosecutor and the County Auditor to provided funding for eight (8) victim advocate positions for various divisions within the Prosecutor's Office.

SECTION 2. The sum of Two Hundred Seventy Thousand Two Hundred Five Dollars (\$270,205) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services-fringes	61,285
<u>COUNTY PROSECUTOR</u>	
1. Personal Services	204,281
3. Other Services and Charges	4,639
TOTAL INCREASE	270,205

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	270,205
TOTAL REDUCTION	270,205

SECTION 5. The local match of \$67,552 is funded by the following existing appropriations in the Prosecutor's Office budget and is hereby approved:

	<u>DEFERRED PROGRAM FEE FUND</u>
1. Personal Services	67,552
TOTAL MATCH	67,552

SECTION 6. Except to the extent of matching funds approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 627, 2003 was retitled FISCAL ORDINANCE NO. 156, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 156, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Six Hundred Eighty-four Thousand Three Hundred Sixty-four Dollars (\$684,364) in the State and Federal Grants Fund for purposes of the Marion County Justice Agency and County Auditor and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (i) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion County Justice Agency and County Auditor to provide salaries, fringes, supplies, equipment, travel and contractual services for a Project Safe Neighborhood project.

SECTION 2. The sum of Six Hundred Eighty-four Thousand Three Hundred Sixty-four Dollars (\$684,364) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services-	29,760
<u>MARION COUNTY JUSTICE AGENCY</u>	
1. Personal Services	93,000
2. Supplies	26,500
3. Other Services and Charges	533,604
4. Capital Outlay	1,500
TOTAL INCREASE	684,364

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	684,364
TOTAL REDUCTION	684,364

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. Section 4 of City-County Fiscal Ordinance 97, 2002, is hereby amended by approving the addition of one (1) more Justice Agency FTE position, as shown below.

Agency	Position Type	2003 Proposed	2003 As Amended
Clerk	Full Time FTE	135.00	135.00
Clerk	Part Time/Seasonal FTE	4.70	4.70
Public Defender	Full Time FTE	117.00	117.00
Public Defender	Part Time/Seasonal FTE	1.00	1.00
Prosecutor	Full Time FTE	204.00	204.00
Prosecutor	Part Time/Seasonal FTE	12.25	12.25
Prosecutor-Child Support	Full Time FTE	88.00	88.00
Forensic Services	Full Time FTE	52.00	52.00
Forensic Services	Part Time/Seasonal FTE	1.20	1.20
Sheriff	Full Time FTE	679.00	679.00
Sheriff	Part Time/Seasonal FTE	49.00	49.00
Sheriff	Merit FTE	408.00	408.00
Community Corrections	Full Time FTE	41.00	41.00
Circuit Court	Full Time FTE	8.00	8.00
Circuit Court	Part Time/Seasonal FTE	2.60	2.60
Justice Agency	Full Time FTE	41.00	42.00
Justice Agency	Part Time/Seasonal FTE	3.00	3.00
Superior Courts	Full Time FTE	703.00	703.00
Superior Courts	Part Time/Seasonal FTE	14.50	14.50
Total		2,564.25	2,565.25

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 630, 2003, as amended, was retitled FISCAL ORDINANCE NO. 157, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 157, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 99, 2002) appropriating an additional Forty-six Thousand Eight Hundred Forty Dollars (\$46,840) in the Consolidated County Fund for purposes of the Department of Public Safety, Emergency Management and Planning Division and reducing the unappropriated and unencumbered balance in the Consolidated County Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(k) of the City-County Annual Budget for 2003 be, and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Public Safety, Emergency Management and Planning Division to fund vehicle lease and vehicle outfitting costs, to move six (6) tornado warning sirens to new locations, and to cover fleet charges for the remainder of the year, financed by a grant from the American Red Cross and fund balances.

SECTION 2. The sum of Forty-six Thousand Eight Hundred Forty Dollars (\$46,840) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>DEPARTMENT OF PUBLIC SAFETY</u> <u>EMERGENCY MANAGEMENT AND PLANNING DIVISION</u>	<u>CONSOLIDATED COUNTY FUND</u>
3. Other Services and Charges	30,625
4. Capital Outlay	10,682
5. Internal Charges	5,533
TOTAL INCREASE	46,840

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>CONSOLIDATED COUNTY FUND</u>
Unappropriated and Unencumbered	
Consolidated County Fund	46,840
TOTAL REDUCTION	46,840

SECTION 5. The projected December 31, 2003, fund balance for the Consolidated County Fund is as follows:

Cash balance as of June 30, 2003	24,212,504
Estimated revenues June through December, 2003	34,797,111
Projected funds available	59,009,615
2003 remaining appropriations, including all encumbrances	35,837,194
Proposed additional appropriation (Proposal No. 630, 2003)	46,840
Total Requirements	35,884,034
Projected fund balance December 31, 2003	23,125,581

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor McWhirter reported that the Administration and Finance Committee heard Proposal Nos. 612-614, and 656, 2003 on November 11, 2003. She asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 612, 2003. The proposal, sponsored by Councillor McWhirter, approves an increase of \$1,000,000 in the 2003 Budget of the County Auditor (County General Fund) to fund the increase in the cost of health insurance due to increased enrollment and higher policy rates, financed by fund balances. PROPOSAL NO. 613, 2003. The proposal, sponsored by Councillor McWhirter, approves an increase of \$3,715,233 in the 2003 Budget of the County Auditor (Property Reassessment Fund) to restore the Property Reassessment Fund Budget that was reduced by the Department of Local Government Finance (DLGF), financed by fund balances. PROPOSAL NO. 614, 2003. The proposal, sponsored by Councillor Cockrum, approves an increase of \$183,000 in the 2003 Budget of the Information Services Agency (Internal Services Fund) to cover expenditures for Light Detection and Ranging (laser aerial photography) and Ortho Projects for the IMAGIS Consortium, financed by fund balances. PROPOSAL NO. 656, 2003. The proposal, sponsored by Councillor Borst, amends City-County Fiscal Ordinance Nos. 113, 114, and 115, 2003, to correct errors in the 2004 budgets of the County Sheriff, County Auditor, and Marion Superior Court. By 7-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass.

Councillor Nytes said that she has some concern over Proposal No. 612, 2003, because this is the second year in a row when the County has come back to the Council after the budget asking for an increase to cover health insurance. She said that this process needs to be looked at and resolved. While she values the County employees, this raises serious concerns. She added that with regards to Proposal No. 613, 2003, the County knew about this increase while preparing the budget but have waited until November to deal with the issue. The township assessors are continuing to spend money that is not appropriated, and these types of situations need to be handled in a more timely manner. Councillor Sanders agreed and said that this is very poor management and is not the best way to do business.

Councillor McWhirter said that the Auditor's Office has been working to address the health insurance cost issue by going from 30-day employment requirement to a 90-day requirement before coverage kicks in, and is also trying to encourage employees to accept spousal benefit coverage. She added that with regards to Proposal No. 613, 2003, the Auditor's Office has been working with the Department of Local Government and Finance (DLGF) for several months to correct this error, and were recently told that offering this proposal would be the best way to insure that the money was restored.

President Borst said that he believes the concerns regarding the health care are largely due to a timing issue. Because the budget is passed in September, there is no way of knowing the actual number of people who will sign up for benefit coverage until November, and sometimes the estimates are off.

President Borst called for public testimony at 8:18 p.m.

Marvin Bechtel, Meridian-Kessler neighborhood resident, said that the property tax issue is in limbo and he encouraged those who will continue on the Council to be part of the solution to the problem. He said that not all of the tax assessors are doing their jobs properly, as improvements on his home were not reflected. He added that he would like to see less excuses and more results. He said that it is also sad that only 27% of the City showed up to vote, and more input from the public is needed. He said that the public notices advertised for increases in fiscal spending are in too small print to read or understand and are not always clear.

President Borst said that the Council did their part in addressing the property tax issue with additional Homestead Credits and cutting tax levies during the budget. He said that they will continue to look for ways to help taxpayers.

There being no further testimony, Councillor McWhirter moved, seconded by Councillor Cockrum, for adoption. Proposal Nos. 612-614 and 656, 2003 were adopted on the following roll call vote; viz:

29 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford
0 NAYS:

Proposal No. 612, 2003 was retitled FISCAL ORDINANCE NO. 158, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 158, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 96, 2002) appropriating an additional One Million Dollars (\$1,000,000) in the County General Fund for purposes of the County Auditor and reducing the unappropriated and unencumbered balance in the County General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(b) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Auditor to pay for increased costs of health insurance due to increased enrollment and higher policy rates.

SECTION 2. The sum of One Million Dollars (\$1,000,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services-fringes	<u>1,000,000</u>
TOTAL INCREASE	1,000,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered	
County General Fund	<u>1,000,000</u>
TOTAL REDUCTION	1,000,000

SECTION 5. The projected December 31, 2003 fund balance for the County General Fund is as follows:

Current cash balance September 30, 2003	(21,510,933)
Anticipated additional revenue through December 31, 2003	<u>87,129,460</u>
Projected funds available	65,617,460
Remaining appropriations and encumbrances	52,836,311
Proposed additional appropriation (Proposal No. 612, 2003)	1,000,000
Proposed additional appropriation (Proposal No. 634, 2003)	<u>100,000</u>
Funds required	53,936,311
Projected fund balance December 31, 2003	11,681,231

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 613, 2003 was retitled FISCAL ORDINANCE NO. 159, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 159, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 98, 2002) appropriating an additional Three Million Seven Hundred Fifteen Thousand Two Hundred Thirty-three Dollars (\$3,715,233) in the Property Reassessment Fund for purposes of the Marion County and reducing the unappropriated and unencumbered balance in the Property Reassessment Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget and reduction by the Department of Local Government Finance (DLGF), Section 1(b,c,d,e,f,g,h,I,j,k,l) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Assessor, Center Township Assessor, Decatur Township Assessor, Franklin Township Assessor, Lawrence Township Assessor, Perry Township Assessor, Pike Township Assessor, Warren Township Assessor, Washington Township Assessor, and Wayne Township Assessor.

SECTION 2. The sum of Three Million Seven Hundred Fifteen Thousand Two Hundred Thirty-three Dollars (\$3,715,233) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY ASSESSOR</u>	<u>PROPERTY REASSESSMENT FUND</u>
1. Personal Services	141,328
2. Supplies	23,500
3. Other Services and Charges	125,700
4. Capital Outlay	201,700
<u>CENTER TOWNSHIP ASSESSOR</u>	
1. Personal Services	91,977
2. Supplies	10,000
3. Other Services and Charges	20,000
4. Capital Outlay	20,000
<u>DECATUR TOWNSHIP ASSESSOR</u>	
1. Personal Services	158,355
2. Supplies	37,500
3. Other Services and Charges	674,550
4. Capital Outlay	60,000
<u>FRANKLIN TOWNSHIP ASSESSOR</u>	
1. Personal Services	195,294
2. Supplies	5,000
3. Other Services and Charges	18,822
4. Capital Outlay	6,500
<u>LAWRENCE TOWNSHIP ASSESSOR</u>	
1. Personal Services	97,584
2. Supplies	15,000
3. Other Services and Charges	75,000
4. Capital Outlay	25,000
<u>PERRY TOWNSHIP ASSESSOR</u>	
1. Personal Services	286,392
2. Supplies	10,000
3. Other Services and Charges	67,000
4. Capital Outlay	18,000

November 17, 2003

PIKE TOWNSHIP ASSESSOR

1. Personal Services	260,936
2. Supplies	14,200
3. Other Services and Charges	103,570
4. Capital Outlay	25,000

WARREN TOWNSHIP ASSESSOR

1. Personal Services	210,442
2. Supplies	15,215
3. Other Services and Charges	20,330
4. Capital Outlay	5,500

WASHINGTON TOWNSHIP ASSESSOR

1. Personal Services	225,376
2. Supplies	4,500
3. Other Services and Charges	64,200
4. Capital Outlay	20,000

WAYNE TOWNSHIP ASSESSOR

1. Personal Services	262,722
2. Supplies	16,746
3. Other Services and Charges	60,738
4. Capital Outlay	<u>21,556</u>

TOTAL INCREASE 3,715,233

SECTION 4. The said additional appropriation is funded by the following reductions:

PROPERTY REASSESSMENT FUND

Unappropriated and Unencumbered	
Property Reassessment Fund	<u>3,715,233</u>
TOTAL REDUCTION	3,715,233

SECTION 5. The projected December 31, 2003, fund balance for the Property Reassessment Fund is as follows:

Current cash balance as of October 3, 2003	3,337,643
Anticipated additional revenue through December 31, 2003	<u>1,022,668</u>
Projected funds available	4,360,311
Remaining appropriations and encumbrances	(1,501,000)
Pending appropriation (Proposal No. 613, 2003)	3,715,233
Less Reduction (Fiscal Ordinance No. 118, 2003)	<u>400,000</u>
Funds required	1,814,233
Projected fund balance December 31, 2003	2,546,078

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 614, 2003 was retitled FISCAL ORDINANCE NO. 160, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 160, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 98, 2002) appropriating an additional One Hundred Eighty-three Thousand Dollars (\$183,000) in the Internal Services Fund for purposes of the Information Services Agency and reducing the unappropriated and unencumbered balance in the Internal Services Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(h) of the City-County Annual Budget for 2003 be, and is hereby, amended by

the increases and reductions hereinafter stated for purposes of the Information Services Agency to cover expenditures for the LIDAR and Ortho Projects for the IMAGIS Consortium.

SECTION 2. The sum of One Hundred Eighty-three Thousand Dollars (\$183,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>INFORMATION SERVICES AGENCY</u>	<u>INTERNAL SERVICES FUND</u>
3. Other Services and Charges	<u>183,000</u>
TOTAL INCREASE	183,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>INTERNAL SERVICES FUND</u>
Unappropriated and Unencumbered	
Internal Services Fund	<u>183,000</u>
TOTAL REDUCTION	183,000

SECTION 5. The projected December 31, 2003, fund balance for the Internal Service Fund is as follows:

Current cash balance September 30, 2003	5,086,225
Anticipated additional revenue through December 31, 2003	<u>8,667,830</u>
Projected funds available	13,754,055
Remaining appropriations and encumbrances	12,571,068
Pending appropriation (Proposal No. 614, 2003)	<u>183,000</u>
Funds Required	12,754,068
Projected fund balance December 31, 2003	999,987

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 656, 2003 was retitled FISCAL ORDINANCE NO. 161, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 161, 2003

A FISCAL ORDINANCE amending portions of the City-County Annual Budgets for 2004 (City-County Fiscal Ordinance Nos. 113, 114, and 115, 2003) to correct errors in the budgets of the County Sheriff, County Auditor, and Marion County Superior Court.

WHEREAS, on August 4, 2003, City-County Proposal No. 470, 2003, City-County Proposal No. 471, 2003, and City-County Proposal No. 472, 2003, were introduced as parts of the Annual Budgets for 2004 for certain county offices; and

WHEREAS, such proposals failed to reflect certain adjustments made by the Auditor and submitted in the detailed budget books; and

WHEREAS, the Council committees recommended and the Council adopted amendments that failed to correct those errors; and

WHEREAS, the City-County Council now determines that Proposal Nos. 470, 471, and 472, 2003, adopted as City-County Fiscal Ordinance No. 113, 2003, City-County Fiscal Ordinance No. 114, 2003, and City-County Fiscal Ordinance No. 115, 2003, do not correctly reflect the amounts the City-County Council intended to adopt, now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Section 1(b) of City-County Fiscal Ordinances No. 113, 2003, the Annual Budget for 2004 for certain constitutional officers of Marion County be, and is hereby amended as follows:

	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY COUNTY COUNCIL	CORRECTED AMOUNTS
(b) COUNTY AUDITOR	COUNTY GENERAL FUND		
1. Personal Services	1,970,223	747,214	1,970,223
2. Supplies	28,432	22,432	22,432
3. Other Services and Charges	20,436,589	20,223,589	20,223,589
4. Capital Outlay	77,727	52,727	52,727
TOTAL	22,512,971	21,045,962	22,268,971

SECTION 2. Section 1(b) of City-County Fiscal Ordinances No. 114, 2003, the Annual Budget for 2004 for certain enforcement agencies in Marion County be, and is hereby amended as follows:

	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY COUNTY COUNCIL	CORRECTED AMOUNTS
(b) COUNTY SHERIFF	COUNTY GENERAL FUND		
1. Personal Services	61,588,992	62,744,487	61,521,478
2. Supplies	1,779,193	1,787,393	1,787,393
3. Other Services and Charges	20,270,797	20,310,597	20,310,597
4. Capital Outlay	88,191	174,191	174,191
TOTAL	83,727,173	85,016,668	83,793,659

SECTION 3. Section 1(f) of City-County Fiscal Ordinances No. 115, 2003, the Annual Budget for 2004 for certain judicial agencies in Marion County be, and is hereby amended as follows:

	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY COUNTY COUNCIL	CORRECTED AMOUNTS
(f) MARION SUPERIOR COURT	COUNTY GENERAL FUND		
1. Personal Services	27,384,578	27,384,578	27,384,578
2. Supplies	715,396	784,061	713,543
3. Other Services and Charges	5,954,201	5,981,852	5,952,052
4. Capital Outlay	524,954	248,138	348,456
TOTAL	34,579,129	34,398,629	34,398,629

SECTION 4. The Clerk shall upon adoption, prepare corrected and amended versions of City-County Fiscal Ordinance No. 113, 2003, and City-County Fiscal Ordinance No. 114, 2003, and City-County Fiscal Ordinance No. 115, 2003, and certify the same to the County Auditor for submission to the Indiana Department of Local Government Finance.

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 616, 2003. Councillor McWhirter reported that the Administration and Finance Committee heard Proposal No. 616, 2003 on November 11, 2003. The proposal, sponsored by Councillors Sanders and Tilford, approves an increase of \$70,000 in the 2003 Budget of the Department of Administration, Fleet Services Division (Non-Lapsing Federal Grants Fund) to install a 10,000 gallon above ground fuel tank, with canopy, to dispense ethanol (E85) fuel, financed by a federal grant (Great Lakes Regional Biomass Energy Program). By a 6-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Frick said that he is against this proposal because in the long run, the City will be spending more to use ethanol, and he said that the positive environmental impact is questionable because of the developmental stage of ethanol being harmful.

President Borst called for public testimony at 8:21 p.m. There being no one present to testify, Councillor McWhirter moved, seconded by Councillor Sanders, for adoption. Proposal No. 616, 2003 was adopted on the following roll call vote; viz:

23 YEAS: Bainbridge, Black, Borst, Boyd, Brents, Cockrum, Conley, Coughenour, Douglas, Gibson, Gray, Horseman, Knox, Langsford, McWhirter, Moriarty Adams, Nytes, Sanders, Short, Smith, Soards, Talley, Tilford
4 NAYS: Bradford, Coonrod, Frick, Schneider
2 NOT VOTING: Dowden, Massie

Proposal No. 616, 2003 was retitled FISCAL ORDINANCE NO. 162, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 162, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 99, 2002) appropriating an additional Seventy Thousand Dollars (\$70,000) in the Non-Lapsing Federal Grants Fund for purposes of the Department of Administration, Fleet Services Division and reducing the unappropriated and unencumbered balance in the Non-Lapsing Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01(h) of the City-County Annual Budget for 2003 be, and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Administration, Fleet Services Division, to install a 10,000 gallon above ground fuel tank, with canopy, to dispense ethanol (E85) fuel, financed by a federal grant.

SECTION 2. The sum of Seventy Thousand Dollars (\$70,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

DEPARTMENT OF ADMINISTRATION
FLEET SERVICES DIVISION

4. Capital Outlay
TOTAL INCREASE

NON-LAPSING FEDERAL GRANTS FUND

70,000
70,000

SECTION 4. The said additional appropriation is funded by the following reductions:

NON-LAPSING FEDERAL GRANTS FUND

Unappropriated and Unencumbered
Non-Lapsing Federal Grants Fund
TOTAL REDUCTION

70,000
70,000

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This appropriation shall be in addition to all appropriations provided for in the regular budget and levy, and shall continue in effect until the completion of the program described in section 1 above.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 618, 2003. The proposal, sponsored by Councillor Bradford, approves an increase of \$39,967 in the 2003 Budgets of the County Auditor and Cooperative Extension

Agency (County Grants Fund) for funding the salary for one year for a Commercial Horticulture Program Assistant, funded by a county grant (Indiana Professional Lawn and Landscape Association). Councillor Bradford reported that the Community Affairs Committee has not yet heard Proposal No. 618, 2003. He moved, seconded by Councillor Soards, to postpone Proposal No. 618, 2003 until December 8, 2003. Proposal No. 618, 2003 was postponed by a unanimous voice vote.

PROPOSAL NO. 619, 2003. Councillor Langsford reported that the Metropolitan Development Committee heard Proposal No. 619, 2003 on November 10, 2003. The proposal, sponsored by Councillor Langsford, approves an increase of \$26,000 in the 2003 Budget of the County Surveyor (Corner Perpetuation Fund) to pay IMAGIS fees, financed by fund balances. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

President Borst called for public testimony at 8:22 p.m. There being no one present to testify, Councillor Langsford moved, seconded by Councillor Nytes, for adoption. Proposal No. 619, 2003 was adopted on the following roll call vote; viz:

28 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford
0 NAYS:
1 NOT VOTING: Massie

Proposal No. 619, 2003 was retitled FISCAL ORDINANCE NO. 163, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 163, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 96, 2002) appropriating an additional Twenty-six Thousand Dollars (\$26,000) in the Corner Perpetuation Fund for purposes of the County Surveyor and reducing the unappropriated and unencumbered balance in the Corner Perpetuation Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(f) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Surveyor to pay IMAGIS fees.

SECTION 2. The sum of Twenty-six Thousand Dollars (\$26,000) be, and the same is hereby, appropriated the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY SURVEYOR</u>	<u>CORNER PERPETUATION FUND</u>
3. Other Services and Charges	<u>26,000</u>
TOTAL INCREASE	26,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>CORNER PERPETUATION FUND</u>
Unappropriated and Unencumbered	
Corner Perpetuation Fund	<u>26,000</u>
TOTAL REDUCTION	26,000

SECTION 5. The projected December 31, 2003, fund balance for the Corner Perpetuation Fund is as follows:

Current cash balance September 30, 2003	712,819
Anticipated additional revenue through December 31, 2003	<u>86,310</u>
Projected funds available	799,129
Remaining appropriations and encumbrances	96,433
Pending appropriation (Proposal No. 619, 2003)	<u>26,000</u>
Funds required	122,433
Projected fund balance December 31, 2003	676,696

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 631, 2003. The proposal, sponsored by Councillors Bainbridge, Conley, McWhirter, and Moriarty Adams, approves an increase of \$220,000 in the 2003 Budget of the Department of Public Works, Operations Division (Transportation General Fund) to restore 2003 budgeted dollars expended for overtime as a result of emergency response to floods in July and September and to purchase a sandbag filling machine, financed by fund balances. Councillor Bainbridge said that the last Public Works Committee hearing was cancelled due to lack of a quorum and the Committee has not yet heard the proposal. He moved, seconded by Councillor Soards, to postpone Proposal No. 631, 2003 until December 8, 2003. Proposal No. 631, 2003 was postponed by a unanimous voice vote.

SPECIAL ORDERS - FINAL ADOPTION

Councillor McWhirter reported that the Administration and Finance Committee heard Proposal Nos. 608, 610, and 615, 2003 on November 11, 2003. She asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 608, 2003. The proposal, sponsored by Councillors McWhirter, Moriarty Adams, Talley, Tilford, and Sanders, continues the early retirement program for city employees who are in positions covered by the master agreement between the City and AFSCME. PROPOSAL NO. 610, 2003. The proposal, sponsored by Councillors Moriarty Adams, Talley, and Dowden, determines the need to lease office space at 25 West 9th Street as the site of the IPD Downtown District office. PROPOSAL NO. 615, 2003. The proposal, sponsored by Councillors Talley and Tilford, approves a transfer of \$199,750 in the 2003 Budget of the Department of Administration, Fleet Services Division (Consolidated County Fund) to cover an expected shortfall in funds for vehicle maintenance repairs. By 7-0 votes, the Committee reported Proposal No. 608, 2003 to the Council with the recommendation that it do pass as amended and Proposal Nos. 610 and 615, 2003 to the Council with the recommendation that they do pass. Councillor McWhirter moved, seconded by Councillor Talley, for adoption. Proposal No. 608, 2003, as amended, and Proposal Nos. 610 and 615, 2003 were adopted on the following roll call vote; viz:

29 YEAS: *Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford*
0 NAYS:

Proposal No. 608, 2003, as amended, was retitled GENERAL ORDINANCE NO. 110, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 110, 2003

PROPOSAL FOR A GENERAL ORDINANCE to amend Section 291-111 of the Revised Code to continue the early retirement program for city employees who are in positions covered by the master agreement between the City of Indianapolis and the American Federation of State, County and Municipal Employees, Indiana Council 62.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Section 291-111 of the "Revised Code of the Consolidated City and County," regarding early retirement for employees represented by the American Federation of State, County and Municipal Employees, Indiana Council 62, hereby is amended by the deletion of the language which is stricken-through, and by the addition of the language which is underscored, to read as follows:

Sec. 291-111. Early retirement.

(a) Effective as of November 15, ~~1999~~, 2003 the city may make an early retirement program available to city employees who are in positions covered by the master agreement between the City of Indianapolis and the American Federation of State, County and Municipal Employees, Indiana Council 62 as follows:

- (1) The program shall be available to covered employees who are eligible for retirement benefits under the public employees' retirement fund.
- (2) The following schedule of benefits shall apply to employees who elect to take early retirement:
 - a. For employees who have completed ten (10) years but less than fifteen (15) years of continuous service with the city: three thousand six hundred dollars (\$3,600.00).
 - b. For employees who have completed at least fifteen (15) years but less than twenty (20) years of continuous service with the city: four thousand eight hundred dollars (\$4,800.00).
 - c. For employees who have completed at least twenty (20) but less than twenty-five (25) years of continuous service with the city: six thousand dollars (\$6,000.00).
 - d. For employees who have completed twenty-five (25) or more years of continuous service with the city: seven thousand two hundred dollars (\$7,200.00).
- (3) Employees who elect to participate in the program may choose to have the benefit paid in a lump sum upon retirement, or may have the amount of the benefit applied to the purchase of continued health insurance under the city's health insurance plan, pursuant to state and federal law. The selection between these options must be made at least thirty (30) calendar days prior to retirement.
- (4) Employees who choose to apply the benefit to the purchase of health insurance may do so under rules established by the office of the controller.
- (5) The city may, at its option, elect to make this program available from time to time. However, the city shall make the program available at least once in calendar years ~~1999, 2000, 2001 and 2002~~ 2003, 2004, 2005 and 2006. The program may be made available on an unlimited basis or for a limited number of covered employees. The program may be made available citywide or on a departmental basis.

(b) The program authorized by this section shall expire upon the expiration of the ~~1999-2002~~ 2003-2006 master agreement between the City of Indianapolis and the American Federation of State, County and Municipal Employees, Indiana Council 62.

SECTION 2. The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 3. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining

provision or provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 4. This ordinance shall be in effect from and after its passage by the Council and compliance with Ind. Code § 36-3-4-14.

Proposal No. 610, 2003 was retitled SPECIAL RESOLUTION NO. 82, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 82, 2003

PROPOSAL FOR A SPECIAL RESOLUTION determining the need to lease approximately 6,250 square feet of office space at 25 West 9th Street, Indianapolis, Indiana, for use by the Department of Public Safety, Indianapolis Police Department as the site of the IPD Downtown District office.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council, pursuant to IC 36-1-10-7, has investigated the conditions requiring the subject lease and hereby determines that the lease of space for use by the Department of Public Safety, Indianapolis Police Department as the site of the IPD Downtown District office, is needed.

SECTION 2. The property to be leased is located at 25 West 9th Street, Indianapolis, Indiana. Such property is owned by Norle Investments, Inc., which in turn is owned by Larry Cohen and Linda Cohen.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 615, 2003 was retitled FISCAL ORDINANCE NO. 164, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 164, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 99, 2002) transferring and appropriating an additional One Hundred Ninety-nine Thousand Seven Hundred Fifty Dollars (\$199,750) in the Consolidated County Fund for purposes of the Department of Administration, Indianapolis Fleet Services Division and reducing certain other appropriations for that agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01(h) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Administration, Indianapolis Fleet Services Division to cover an expected shortfall in funds for vehicle maintenance repairs, financed by a transfer between characters.

SECTION 2. The sum of One Hundred Ninety-nine Thousand Seven Hundred Fifty Dollars (\$199,750) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

DEPARTMENT OF ADMINISTRATION
FLEET SERVICES DIVISION

3. Other Services and Charges
TOTAL INCREASE

CONSOLIDATED COUNTY FUND
199,750
199,750

SECTION 4. The said increased appropriation is funded by the following reductions:

DEPARTMENT OF ADMINISTRATION
FLEET SERVICES DIVISION

CONSOLIDATED COUNTY FUND

4. Capital Outlay
TOTAL DECREASE

199,750
199,750

SECTION 5. This appropriation shall be in addition to all appropriations provided for in the regular budget and levy, and shall continue in effect until the completion of the program described in section 1 above.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 620, 2003. Councillor Langsford reported that the Metropolitan Development Committee heard Proposal No. 620, 2003 on November 10, 2003. The proposal, sponsored by Councillors Langsford and Horseman, pertains to off-premises outdoor advertising signs within Marion County (03-AO-04) (Certified October 20, 2003). By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Langsford moved, seconded by Councillor Horseman, for adoption. Proposal No. 620, 2003 was adopted on the following roll call vote; viz:

25 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Douglas, Frick, Gibson, Gray, Horseman, Knox, Langsford, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford
4 NAYS: Coonrod, Coughenour, Dowden, Massie

Proposal No. 620, 2003 was retitled GENERAL ORDINANCE NO. 111 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 111, 2003

PROPOSAL FOR A GENERAL ORDINANCE to amend the portions of the Sign Regulations pertaining to off-premises outdoor advertising signs.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Section 734-306 of the "Revised Code of the Consolidated City and County," regarding off-premises outdoor advertising signs, hereby is amended by the deletion of the language which is stricken-through, and by the addition of the language which is underscored, to read as follows:

Sec. 734-306. Off-premises (outdoor advertising) signs.

(a) *General regulations.* The following regulations shall pertain to off-premises signs (also known as outdoor advertising signs) in all districts where permitted by section 734-500, Table-D 734-306, Table 3.06-D: Also, refer to section 734-403(c), signs on freeways and expressways, for additional requirements.

(1) *Proportional regulations.* The size of an outdoor advertising sign on a lot shall not exceed the size specified in the following table:

TABLE 3.60-A PROPORTIONAL REGULATIONS	
Lot Size (In square feet)	Maximum Sign Dimensions (Vertical by Horizontal)
Up to 10,000	6 ft. by 12 ft.
10,000+ - 20,000	12 ft. by 12 ft.
20,000+ - 43,560	12 ft. by 25 ft.
43,560+	10.5ft. by 36 ft.*
43,560+	or 12 ft. by 50 ft.
43,560+	or 14 ft. by 48 ft.*

NOTE* plus extensions as defined in section 734-501.

Extensions. Elements of an outdoor advertising sign may be permitted to extend beyond the horizontal or vertical sign edge. The maximum length of an extension shall not be greater than four feet beyond the top edge of the sign and one foot along all other sign edges. The maximum width of an extension shall not be greater than 45% of the linear length of the horizontal or vertical dimension of the outdoor advertising sign (See Extension Table 3.60-B below and refer to Extension Diagram 35).

TABLE 3.60-B EXTENSIONS				
Sign Size (Feet)	Maximum Extension Length (Top) (Feet)	Maximum Extension Length (Sides and Bottom) (Feet)	Sign Dimension (Feet)	Extension Width (Feet)
10.5 by 36	4	1	10.5	4.725
			36	16.2
14 by 48	4	1	14	6.3
			48	21.6

- (2) Outdoor advertising sign size. The face of an outdoor advertising sign shall not be greater than fourteen (14) feet in vertical dimension nor greater than fifty (50) feet in horizontal dimension, except where specifically regulated by section 734-403 and shall not contain more than two (2) advertising signs per facing.
- (3) Flashing, intermittent or moving lights. No advertising sign shall be permitted which contains, includes, or is illuminated by a flashing, intermittent or moving light or lights.
- (4) Animation. No advertising sign shall be permitted which has animated or moving images.
- (5) Advertising sign faces consisting of three or less panels that rotate to present a single fixed display at a time, commonly known as Tri-vision signs, are permitted, provided that the rotation of one display to another is no more frequent than every fifteen (15) seconds.
- (6) Video, LED, (Light Emitting Diode), LCD (Liquid Crystal Display) or electrically powered. No advertising sign shall be permitted which displays video or emitting graphics.
- (3)(7) Distance between outdoor advertising signs. Except as otherwise provided for signs in the protected areas along highways, freeways and expressways (see section 734-403), the minimum distance between outdoor advertising signs shall be as specified below. The applications of these provisions are illustrated in Diagrams 18 and 19:
 - a. Linear spacing between outdoor advertising signs. The minimum distance between outdoor advertising signs located along and oriented toward the same public street shall be one thousand (1,000) feet (refer to Diagram 18), subject to the following:
 1. The spacing requirement shall be applied regardless of whether the signs are on the same side of the street.
 2. The spacing requirement shall be applied continuously along a street to all signs oriented toward that street in either direction whether the signs are in the same block or are in different blocks separated by an intersecting street.
 3. For purposes of applying the spacing requirement to outdoor advertising signs, pole, roof, wall, ground and projecting signs shall be treated the same, whether double-faced or single-faced.
 4. Outdoor advertising signs located at the same intersection are not in violation of the minimum spacing requirement specified in this section because of their nearness to one another if they are located so that their messages are directed toward traffic flowing in different directions.
 - b. Radial spacing between outdoor advertising signs. In no event shall any point of an outdoor advertising sign or sign structure be closer than five hundred (500) one thousand

(1,000) feet from any point of any other outdoor advertising sign or sign structure, regardless of location or orientation. (The application of this provision is illustrated in Diagram 19.)

c. ~~Method of measurement.~~ The method of measurement of the spacing between outdoor advertising signs oriented toward the same street shall be along the center line of the street to which the sign is oriented from the point in the streets' center line closest to the leading edge of the sign. (The application of this provision is illustrated in Diagram 18.)

(4)(8) Outdoor advertising signs adjacent to protected districts. No outdoor advertising sign shall be located within two hundred fifty (250) feet of any protected district fronting on the same street to which the sign is oriented measured along the center line of the street to which the sign is oriented from the point in the streets' center line that is closest to the leading edge of the sign. In no case, however, shall any outdoor advertising sign be located within one hundred (100) feet of any protected district measured in any direction. In no event shall any point of an outdoor advertising sign be closer than three hundred (300) feet from a protected district. For the purposes of this section, a protected district shall include any dwelling district, parks district, university quarter district, SU-1 (church) district or SU-2 (school) district. (The applications of these provisions are illustrated in Diagram 20.)

(5)(9) Outdoor advertising signs inside I-465. No portion of an outdoor advertising sign shall be erected or otherwise located within six hundred sixty (600 660) feet of the right-of-way of a freeway or expressway, as herein defined, located within the entire area circumscribed by the interior right-of-way line of the Outer Belt Freeway commonly identified as I-465, ~~so as to be oriented to traffic on such freeway or expressway.~~ (The application of these provisions is illustrated in Diagram 21.)

(6)(10) Signs on freeways and expressways. In addition to the requirements of this section, outdoor advertising signs shall further comply with section 734-403 when located on freeways and expressways.

(7)(11) Roof top outdoor advertising signs. Roof top outdoor advertising signs shall not be permitted in any zoning district.

(12) Advertising sign on or appurtenant to buildings. Advertising signs shall not be located on, above or below any portion of principal buildings (as defined in section 734-501).

(8)(13) Outdoor advertising sign setback. Signs or sign structures shall be set back in accordance with the building setback lines required by the applicable zoning district. Advertising signs shall not be eligible for setback averaging exceptions. (See Setback Table 3.60 - C below).

TABLE 3.60-C SETBACK			
Zoning District	Freeways	Primary/Secondary	Collector/ Local Streets
Commercial Districts	60 feet	10 feet from proposed R.O.W.	10 feet from proposed R.O.W.
Industrial Urban Districts	60 feet	30' from proposed R.O.W.	20' from proposed R.O.W.
Industrial Suburban Districts	60 feet	30' from proposed R.O.W.	50' from proposed R.O.W.

(9)(14) Maximum and minimum height of outdoor advertising signs and sign structures.

- The maximum height of signs and sign structures shall not exceed forty (40) feet above grade level at the base of such sign or sign structure, ~~subject to the height exception of section 734-205, sign height exception.~~
- No outdoor advertising sign or sign structure (except for the supports, building, structure or column) shall be at its lowest point less than nine (9) feet above grade level. Ground signs, where permitted, shall not exceed four (4) feet in height above grade level.

(10)(15) Construction of outdoor advertising signs. The supports, uprights, bracing and framework of an outdoor advertising sign shall be of steel construction.

(16) Districts permitted and allowable square footage. (Refer to Table 3.60 - D.)

TABLE 3.60-D DISTRICTS PERMITTED

Zoning Classification	Dwelling	Commercial				Industrial	Special Use	CBD/RC
District	All Districts	C-1, C-2	C-3, C3C	C-4, C-5, C-6, C-7, C-ID	C-S	All Districts	All Districts	All Districts
Maximum Square Footage	NP	NP	378 *	672 *	NP	672*	NP	NP
Key/Note: NP: Not Permitted <ul style="list-style-type: none"> * Extensions available if requirements met Advertising signs shall not be permitted in HP-1 Districts 								

(b) ~~Additional regulations for outdoor advertising signs located in the D-A (Dwelling Agriculture) District. In addition to the regulations of section 734 306(a), the following regulations shall pertain to outdoor advertising signs in the D-A (Dwelling Agriculture) District:~~

- (1) ~~Proportional regulations.~~ Outdoor advertising signs are permitted on a lot provided that the size of an advertising sign shall not exceed: five (5) percent of the ground floor area of the principle one-story building located on the same lot; three (3) percent of the floor area of the principle two-story building located on the same lot; two and one-half (2.5) percent of the floor area of the principle three- or more story building located on the same lot; or the size specified in Table 3.60-A, whichever allows the greater size sign.
- (2) ~~Number of sign structures permitted and standards.~~ One (1) outdoor advertising sign structure shall be permitted on a lot having a minimum frontage of five hundred (500) feet; provided, however, that:
 - a. ~~No dwelling unit other than the principal homestead is within one thousand (1,000) feet of the sign structure, and provided further, that if a dwelling structure is subsequently erected within one thousand (1,000) feet of such sign structure, such sign structure shall be removed within thirty (30) days after the start of construction of the dwelling.~~
 - b. ~~The full face of the sign can be viewed along the line of travel to which it is exposed for a distance of at least five hundred (500) feet along the center line of the frontage street measured from a point opposite the center of the sign and perpendicular to the street's center line; provided, however;~~
 - c. ~~In the case of a sign parallel (or within twenty (20) degrees of parallel) to a one-way street, the required viewing distance shall be at least eight hundred (800) feet;~~
 1. ~~In the case of a sign which is from three (3) to twenty (20) degrees of parallel to a two-way street, the required viewing distance shall be at least eight hundred (800) feet;~~
 2. ~~In the case of a sign parallel (or within three (3) degrees of parallel) to a two-way street, the required viewing distance shall be at least five hundred (500) feet in each direction; (in the case of a sign so placed that it can be viewed from more than one (1) street, the above viewing distance requirements shall be applicable to only one (1) street).~~
 - d. ~~If a sign is erected in conformance with this article and subsequently the view of the full face of the sign at any point described in subsection (b)(2)b. above is materially obstructed, such sign shall be removed in accordance with section 734 204(f). (An obstruction shall be deemed to be of material character when it renders the essential elements of the sign unreadable.)~~

(c) ~~Additional regulations for outdoor advertising signs located in commercial or industrial districts. In addition to the regulations of subsection (a) above, the following regulations shall pertain to outdoor advertising signs in commercial or industrial districts:~~

- (1) ~~Proportional regulations.~~ Outdoor advertising signs are permitted on a lot having a frontage of less than four hundred (400) feet provided such lot complies with the minimum frontage requirements of that district. One (1) additional advertising sign structure shall be permitted

for each four hundred (400) feet of frontage in excess of four hundred (400) feet, provided that there is compliance with all other applicable requirements contained herein. The size of an advertising sign shall not exceed: five (5) percent of the ground floor area of the principle one-story building located on the same lot; three (3) percent of the floor area of the principle two-story building located on the same lot; two and one half (2.5) percent of the floor area of the principle three or more story building located on the same lot; or the size specified in Table 3.60 A, whichever allows the greater size sign.

(d) *Additional regulations for outdoor advertising signs located in the Central Business Districts CBD 1, CBD 2, and CBD 3.* In addition to the regulations of subsection (a) above, the following regulations shall pertain to outdoor advertising signs in the Central Business Districts (CBD 1, CBD 2, CBD 3):

(1) *Permitted areas within districts.*

a. *CBD 1 District.* Permitted in Central Business District One (CBD 1) provided the lot on which such advertising sign is located abuts one (1) of the following streets:

1. Washington Street, except between Illinois and Pennsylvania Streets.
2. Ohio Street, except between Illinois and Pennsylvania Streets.
3. Pennsylvania Street, except between Washington and Ohio Streets.
4. Illinois Street, except between Washington and Ohio Streets.
5. New York Street, except between Meridian and Pennsylvania Streets.
6. Delaware Street.
7. Maryland Street.
8. Capitol Avenue.
9. Indiana Avenue.
10. Massachusetts Avenue.
11. Kentucky Avenue.
12. Virginia Avenue.

b. *CBD 2 District.* Permitted in Central Business District Two (CBD 2).

c. *CBD 3 District.* Permitted in Central Business District Three (CBD 3), provided such advertising sign is not located within two hundred fifty (250) feet of the right-of-way of the following streets:

1. North Meridian Street.
2. North Pennsylvania Street.

(2) *Proportional regulations.* Outdoor advertising signs are permitted on a lot provided that the size of an outdoor advertising sign shall not exceed: five (5) percent of the ground floor area of the principle one-story building located on the same lot; three (3) percent of the floor area of the principle two-story building located on the same lot; two and one half (2.5) percent of the floor area of the principle three or more story building located on the same lot; or the size specified in Table 3.60 A, whichever allow the greater size sign.

(3) *Outdoor advertising sign size.* The face of an outdoor advertising sign shall not be greater than fourteen (14) feet in vertical dimension nor greater than fifty (50) feet in horizontal dimension, except where specifically regulated by section 734.403 and shall not contain more than two (2) advertising signs per facing (see exception noted in subsection (d)(5) (below).

(4) *Number of sign structures permitted and standards.* One (1) outdoor advertising sign structure may be erected on each street frontage on a lot. Provided, however, that:

- a.—The full face of the sign can be viewed along the line of travel to which it is exposed for a distance of at least two hundred fifty (250) feet along the center line of the frontage street measured from a point opposite the center of the sign and perpendicular to the street's center line. Provided, however:
 - 1.—In the case of a sign parallel (or within twenty (20) degrees of parallel) to a one-way street, the required viewing distance shall be at least four hundred (400) feet.
 2. ~~In the case of a sign which is from three (3) to twenty (20) degrees of parallel to a two-way street, the required viewing distance shall be at least four hundred (400) feet.~~
 3. ~~In the case of a sign parallel (or within three (3) degrees of parallel) to a two-way street, the required viewing distance shall be at least two hundred fifty (250) feet in each direction.~~
 4. ~~In the case of a sign so placed that it can be viewed from more than one (1) street, the above viewing distance requirements shall be applicable to only one (1) street.~~
- b. ~~If a sign is erected in conformance with this article and subsequently the view of the full face of the sign at any point described in subsection (d)(4)a. is materially obstructed, such sign shall be removed in accordance with section 734-304(f). (An obstruction shall be deemed to be of a material character when it renders the essential elements of the sign unreadable.)~~
- (5) ~~Increased dimension of sign face. The vertical dimension of the sign face may be increased to eighteen (18) feet, provided the required viewing distance in subsection (d)(4) above is increased to five hundred (500) feet and such facing contains only one (1) sign, and the sign is perpendicular or within fifteen (15) degrees of being perpendicular to the frontage street.~~
- (6) ~~Viewing distance for wall signs. Outdoor advertising signs or sign structures attached to the wall of a building shall be regulated in accordance with subsection (d)(3), (4) and (5) above, except that the required viewing distance shall be increased by a distance equal to the amount by which the height of such sign or sign structure exceeds forty (40) feet (measured from the grade level of the building to which the sign is attached to the highest part of such sign or sign structure).~~

SECTION 2. Section 734-403 of the "Revised Code of the Consolidated City and County," regarding off-premises outdoor advertising signs, hereby is amended by the deletion of the language which is stricken-through, and by the addition of the language which is underscored, to read as follows:

Sec. 734-403. Signs on freeways and expressways.

All signs within six hundred sixty (660) feet of the right-of-way of freeways and expressways, as shown on the Official Thoroughfare Plan for Marion County, as adopted by the Metropolitan Development Commission, shall comply with the requirements of this section in addition to all other provisions of this chapter.

(a) *Permitted signs.* Unless prohibited by local, state or federal law, erection or maintenance of the following signs shall be permitted in protected areas, as defined in section 734-501:

- (1) *Official signs.* Directional or other official signs or notices erected and maintained by public officers or agencies pursuant to and in accordance with direction or authorization contained in local, state, or federal law, for the purpose of carrying out an official duty or responsibility.
- (2) *On-premises (business) signs.* However, not more than one (1) freestanding identification sign shall be permitted to be located on each premises.
- (3) *Off-premises (advertising) signs.*

(b) *General provisions.* No off-premises signs shall be permitted to be erected or maintained in any manner inconsistent with the following:

- (1) *Flashing, intermittent or moving lights.* No sign shall be permitted which contains, includes, or is illuminated by a flashing, intermittent or moving light or lights.

- (2) *Animation.* No sign shall be permitted which moves or has any animated or moving parts.
- (3) *Rotating, louvered (Vertical and or Horizontally), moving or other elements.* Advertising signs with rotating, louvered (vertical and/or horizontally), moving parts or elements shall not be permitted.
- (4) *Video, LED (Light Emitting Diode), LCD (Liquid Crystal Display) or electrically powered.* No sign shall be permitted which displays video or emitting graphics.

~~(3)~~(5) *Measurement of distance.*

a. ~~The distance from the edge of a right-of-way shall be measured horizontally along a line normal or perpendicular to the center line of the freeway or expressway.~~

b. All dimensions parallel to the alignment of the freeway or expressway shall be measured along the center line of the freeway or expressway between two (2) vertical planes which are normal or perpendicular to and intersect the center line of the freeway or expressway, and which pass through the termini of the measured distance.

(c) *Regulations for off-premises (advertising) signs.*

(1) *Off-premises signs within informational sites.* If the Indiana Department of Transportation (IDOT) constructs an informational site (as defined in section 734-501), on the freeway system in Marion County, control over off-premises signs within such site shall be the responsibility of that Department.

(2) *Off-premises signs outside of informational sites.*

a. The erection or maintenance of the following signs shall be permitted within protected areas outside of informational sites: off-premises signs which are oriented located within six hundred sixty (660) feet of a freeway or expressway, as herein defined.

b. The erection or maintenance of off-premises signs permitted under paragraph a. of this subsection shall not be permitted in any manner inconsistent with the following:

1. ~~Sign number: In protected areas in advance of an intersection of the main traveled way of a freeway or expressway and an exit roadway, such signs visible to traffic on the main traveled way approaching such intersection shall not be permitted to exceed:~~

Distance from

Intersection ~~Maximum Number~~

0-1,500 feet ~~0~~

Over 1,500 feet ~~2 per mile~~

The specified distances shall be measured to the nearest point of the intersection of the traveled way of the exit roadway and the main traveled way of the freeway or expressway (refer to Diagram 26).

21. ~~Sign spacing: Subject to the other provisions of this subsection (c), not more than two (2) such signs shall be permitted within any one mile distance measured from any point, and no such signs shall be permitted to be less than one thousand (1,000) feet apart. within protected areas adjacent to freeway or expressway rights-of-way, no part of any off-premise sign structure shall be located within one thousand five hundred (1,500) feet of any other off-premises sign structure located adjacent to said freeway or expressway. Said one thousand five hundred (1,500) feet distance shall be measured linearly along the centerline of the freeway or expressway. (The application of this provision is illustrated in Diagrams 26 and 27).~~

32. *Maximum sign dimensions:* The maximum size of any sign shall not exceed ~~twelve (12) feet in vertical dimension and twenty five (25) fourteen (14) feet in vertical~~

dimension and forty-eight (48) feet in horizontal dimension. (Plus extensions as defined in section 734-501.)

43. *Sign setback:* Signs shall not be located closer than sixty (60) feet to the right-of-way of the freeway or expressway.
54. *Sign clearance:* Signs shall not be less than nine (9) feet above grade level at the lowest point, except for the supporting structure.
65. *Maximum sign height:* The maximum height of signs and sign structures shall not exceed forty (40) feet above grade level at the base of such sign structure.
76. *Entrance or exit roadway limitation:* Signs shall not be permitted in protected areas adjacent to any freeway or expressway right-of-way upon any part of the width of which is constructed an entrance or exit roadway. No sign shall be permitted within five hundred (500) feet from the point of intersection between the traveled way of such entrance or exit roadway and the main traveled way of the freeway or expressway. Said five hundred (500) feet distance shall be measured to the nearest point of the intersection of the traveled way of the entrance or exit roadway and the main-traveled way of the freeway or expressway (Refer to Diagram 26).
8. ~~*Entrance roadway limitation:* Signs visible to freeway or expressway traffic which is approaching or has passed an entrance roadway shall not be permitted in protected areas for one thousand (1,000) feet beyond the furthest point of the intersection between the traveled way of such entrance roadway and the main-traveled way of the freeway or expressway (refer to Diagram 27).~~

SECTION 3. The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 4. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provision or provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 5. This ordinance shall be in effect from and after its passage by the Council and compliance with Ind. Code § 36-3-4-14.

PROPOSAL NO. 621, 2003. Councillor Langsford reported that the Metropolitan Development Committee heard Proposal No. 621, 2003 on November 10, 2003. The proposal, sponsored by Councillors Langsford and Nytes, approves the amounts, locations, and programmatic operation for certain projects to be funded from the Community Development Grant Funds for 2004. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Gibson commended Julie Slaughter, administrator of the Community Development Division of DMD, and her staff and said that he appreciates the way they have helped youthful offenders in this process.

Councillor Massie said that he will vote against the proposal on principle, because he believes if these programs are important enough that taxpayer monies should be devoted to them, then they should be supported on the local level and not through federal monies.

Councillor Langsford moved, seconded by Councillor Nytes, for adoption. Proposal No. 621, 2003 was adopted on the following roll call vote; viz:

November 17, 2003

22 YEAS: Bainbridge, Black, Borst, Boyd, Brents, Cockrum, Conley, Coughenour, Douglas, Frick, Gibson, Gray, Knox, Langsford, McWhirter, Moriarty Adams, Nytes, Sanders, Short, Soards, Talley, Tilford

6 NAYS: Bradford, Coonrod, Dowden, Massie, Schneider, Smith

1 NOT VOTING: Horseman

Proposal No. 621, 2003 was retitled SPECIAL RESOLUTION NO. 83, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 83, 2003

PROPOSAL FOR A SPECIAL RESOLUTION approving the amounts, locations, and programmatic operation of certain projects to be funded from Community Development Grant Funds.

WHEREAS, the City-County Council, the City of Indianapolis and of Marion County, Indiana ("Council"), passed City-County Fiscal Ordinance No. 112, 2003, 2004 Annual Budget of the Consolidated City of Indianapolis and for Marion County, Indiana ("Budget Ordinance"); and

WHEREAS, Section 4 (b) of the Budget Ordinance, as approved by the Council, reads as follows:

Community Development Grant Funds. Until this Council has approved the amounts, locations, and programmatic operation of each project to be funded from Community Development Grant Funds, the amounts appropriated herein for such purposes shall not be encumbered or spent;

WHEREAS, the Department of Metropolitan Development of the City of Indianapolis, Indiana ("Department of Metropolitan Development") has presented the 2004 Consolidated Annual Action Plan, a document submitted to the United States Department of Housing and Urban Development ("HUD"), which sets forth the City's goals and intentions for using federal dollars in fiscal year 2004, to the Council; and

WHEREAS, the 2004 Consolidated Annual Action Plan identifies the amounts, locations, and programmatic operation of each project that will be funded by Community Development Grant Funds, which are summarized in the Summary of 2004 Proposed Activities, attached hereto as Attachment A and incorporated herein by reference; and

WHEREAS, Council now finds that the amounts, locations, and programmatic operations of each project listed in the 2004 Consolidated Annual Action Plan, including insubstantial amendments thereto should be approved; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. That the amounts, locations, and programmatic operations of each of the projects included in the 2004 Consolidated Annual Action Plan, which are summarized in the Summary of 2004 Proposed Activities, attached hereto as Attachment A and incorporated herein by reference, are approved.

SECTION 2. This approval shall constitute the approval required under Section 4(b) of the Budget Ordinance and shall include and allow insubstantial amendments to the approved projects.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with Indiana Code section 36-3-4-14.

ATTACHMENT A

SUMMARY OF 2004 PROPOSED ACTIVITIES			
Organization Name	Proposed Funding	Funding Source	Project Description
Preserve Homeownership			
<i>Homeowner Repair</i>			
BOS Community Development Corp.	\$162,500	CDBG	Provide repairs to 13 owner-occupied units.

CICOA: The Access Network	\$125,000	CDBG	Provide repairs to 10 owner-occupied units.
Community Action of Greater Indianapolis	\$275,000	CDBG	Provide repairs to 40 owner-occupied units.
Community Alliance of the Far Eastside	\$113,750	CDBG	Provide repairs to 9 owner-occupied units.
Concord Community Development Corp.	\$187,500	CDBG	Provide repairs to 15 owner-occupied units.
Emergency Homeowner Repair	\$425,000	CDBG	Additional funding set aside for winter emergencies.
King Park Area Development Corp.	\$75,000	CDBG	Provide repairs to 6 owner-occupied units.
Mapleton Fall Creek Development Corp.	\$125,000	CDBG	Provide repairs to 10 owner-occupied units.
Martindale-Brightwood Community Development Corp.	\$50,000	CDBG	Provide repairs to 4 owner-occupied units.
Near North Community Development Corp.	\$130,000	CDBG	Provide repairs to 10 owner-occupied units.
Riley Area Development Corp.	\$75,000	CDBG	Provide repairs to 6 owner-occupied units.
Riley Area Development Corp.	\$211,250	CDBG	Provide repairs to 17 owner-occupied units in the former ECI neighborhood.
Southeast Neighborhood Development Corp.	\$215,625	CDBG	Provide repairs to 17 owner-occupied units.
United Northeast Community Development Corp.	\$50,000	CDBG	Provide repairs to 4 owner-occupied units.
United Northwest Area Development Corp.	\$243,750	CDBG	Provide repairs to 19 owner-occupied units.
West Indianapolis Development Corp.	\$150,000	CDBG	Provide repairs to 12 owner-occupied units.
Westside Community Development Corp.	\$264,000	CDBG	Provide repairs to 21 owner-occupied units.
Homeowner Repair Total	\$2,878,375		
Increase Homeownership			
<i>New Construction</i>			
Riley Area Development Corp.	\$160,000	HOME	Construct 10 townhomes for homeownership.
Southeast Neighborhood Development Corp.	\$64,000	HOME	Construct 2 units for homeownership.
Westside Community Development Corp.	\$320,000	HOME	Construct 10 units for homeownership.
New Construction Total	\$544,000.00		
<i>Acquisition/Rehab</i>			
Mapleton Fall Creek Area Development Corp.	\$32,000	HOME	Acquisition / Rehab of 1 abandoned home.
Southeast Neighborhood Development Corp.	\$128,000	HOME	Acquisition / Rehab of 4 abandoned homes.

West Indianapolis Development Corp.	\$200,000	HOME	Rehabilitate 3 units for homeownership and assist 6 families with down payment assistance and homebuyer counseling.
Acquisition/Rehab Total	\$360,000.00		
Homebuyer Assistance			
Fall Creek Place	\$593,000	CDBG	Provide down payment assistance to 57 homebuyers.
Fall Creek Place	\$1,350,000	HOME	Provide down payment assistance to 56 homebuyers.
Indianapolis Neighborhood Housing Partnership	\$380,000	HOME	Provide down payment assistance to 50 low-income homebuyers.
Homebuyer Assistance Total	\$2,323,000.00		
Increase Affordable Rental Housing			
Merritt & Hubbard, LLC.	\$700,000	HOME	New Construction of 70 rental units affordable to families with incomes at or below 60% of the median family income.
West Indianapolis Development Corp.	\$32,500	CDBG	Provide repairs to 10 rental units.
Rental Housing Total	\$732,500.00		
Support Capital and Enterprise Development			
Keystone Enterprise Park	\$1,412,787	CDBG	City project to develop industrial park.
LISC-Commercial Façade Improvement Program	\$100,000	CDBG	Project will provide façade improvement grants to businesses as part of the FOCUS economic development efforts.
LISC-Predevelopment Loan Pool	\$49,908	CDBG	Project will provide loan opportunities for CDC's partnering with businesses for predevelopment costs associated with economic development.
Capital and Enterprise Dev. Total	\$1,562,695		
Supportive Service Activities			
Program Activities			
Coburn Place	\$142,100	CDBG	Operating support for transitional housing for victims of domestic violence.
Community Centers of Indianapolis	\$500,000	CDBG	Provide public services to at-risk neighborhoods.
Indianapolis Housing Agency	\$99,200	CDBG	Provide funding for Indianapolis Housing Agency initiatives.
Program Activities Total	\$741,300		
Job Training			
Horizon House	\$235,200	CDBG	Job readiness and employment program for homeless individuals.
Keys to Work, Inc.	\$164,800	CDBG	Job assessment, job placement and retention.
Job Training Total	\$400,000		
Senior Services			
CICOA: The Access Network	\$52,000	CDBG	Provide job training and transportation for seniors.

Family Service Association of Indiana	\$18,000	CDBG	Provide support services to seniors and adults with disabilities.
Senior Services Total	\$70,000		
Youth Services			
Area Youth Ministry, Inc.	\$12,500	CDBG	Provide life skills to at-risk youth
Bicycle Action Project	\$50,000	CDBG	Provide life skills to youth.
Quest for Excellence	\$12,400	CDBG	Provide funding for Child Care Center at Emergency Shelter.
School on Wheels	\$35,000	CDBG	Provide tutors and education programs to youth living in homeless shelters.
Summer Youth Program	\$100,000	CDBG	Support collaborative summer youth activities.
Youth Services Total	\$209,900		
Other Public Service Activities			
Community Organizations Legal Assistance Project, Inc.	\$14,000	CDBG	Provide legal services to non-profit organizations providing services to the homeless.
Dayspring Center, Inc.	\$19,610	CDBG	Provide operating support for the wellspring transitional housing program.
Family Service Association of Indiana	\$40,000	CDBG	Provide long-term credit counseling and homeownership training for prospective home owners.
Gennesaret Free Clinic, Inc.	\$38,500	CDBG	Provide dental services to homeless individuals at the Blue Triangle.
Indianapolis Neighborhood Resource Center	\$50,000	CDBG	Provide neighborhood capacity building/training to community groups.
Neighborhood Self-Employment Initiative	\$13,320	CDBG	Provide entrepreneurial training for low-moderate income individuals.
Other Public Services Total	\$175,430		
Eliminate Unsafe Buildings and Sites			
Brownfields Grant/Loan Program	\$50,000	CDBG	Remediate 5 brownfields for future development.
Brownfields Program	\$50,000	CDBG	Remediate 5 brownfields for future development.
Unsafe Buildings Program	\$2,138,300	CDBG	Board, demolish and secure vacant unsafe buildings in Indianapolis.
Unsafe Sites Total	\$2,238,300		
Support Shelters and Other Special Needs Housing			
Children's Bureau	\$21,160	ESG	Funds will be used for essential services, homelessness prevention and operating expenses.
Community Centers of Indianapolis	\$23,200	ESG	Funds will be used for homelessness prevention.
Damien Center	\$380,000	HOPWA	Funds will be used for short-term assistance, tenant-based rental assistance, supportive services, project-based rental assistance and administrative costs.

Dayspring Shelter	\$50,000	ESG	Funds will be used to provide operating expenses and homelessness prevention activities.
Ebenezer Church Foundation	\$187,500	HOPWA	Funds will be used for short-term assistance, tenant-based rental assistance, supportive services and administrative costs.
Gennesaret Free Clinic	\$34,760	ESG	Funds will be used for essential services, homelessness prevention and operating expenses.
Holy Family Shelter	\$59,000	ESG	Funds will be used to provide operating expenses, homelessness prevention and essential services.
Horizon House	\$58,450	ESG	Funds will be used to provide operating expenses, homelessness prevention and essential services.
Julian Center	\$35,000	ESG	Funds will be used to provide operating expenses.
Metro Transit	\$34,000	ESG	Inter-agency agreement for bus tickets to homeless shelters. No application is necessary.
Quest for Excellence	\$26,500	ESG	Funds will be used for homelessness prevention and operating expenses.
Salvation Army Harbor Lights	\$36,200	HOPWA	Funds will be used for short-term assistance, supportive services and administrative costs.
Salvation Army Social Service Center	\$43,600	ESG	Funds will be used for homelessness prevention and operating expenses.
Special Needs Housing Total	\$989,370		
City of Indianapolis Administrative Support			
CHDO Administrative Funds	\$195,000	HOME	HOME CHDO Operating Support
City Planning and Administration	\$2,489,750	CDBG, HOME, ESG & HOPWA	Administration Support
Administrative Support Total	\$2,684,750		

PROPOSAL NO. 622, 2003. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 622, 2003 on October 29, 2003. The proposal, sponsored by Councillors Dowden, Moriarty Adams, and Talley, approves a transfer of \$46,863 in the 2003 Budget of the County Sheriff (State and Federal Grants Fund) to pay unexpected expenses covered by law enforcement block grant. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Talley, for adoption. Proposal No. 622, 2003 was adopted on the following roll call vote; viz:

27 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Knox, Langsford, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford

0 NAYS:

2 NOT VOTING: Horseman, Massie

Proposal No. 622, 2003 was retitled FISCAL ORDINANCE NO. 165, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 165, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) transferring and appropriating an additional Forty-six Thousand Eight Hundred Sixty-three Dollars (\$46,863) in the State and Federal Grants Fund for purposes of the County Sheriff and reducing certain other appropriations from that agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.(f) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Sheriff to pay unexpected expenses.

SECTION 2. The sum of Forty-six Thousand Eight Hundred Sixty-three Dollars (\$46,863) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>COUNTY SHERIFF</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
2. Supplies	26,848
4. Capital Outlay	20,015
TOTAL INCREASE	46,863

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>COUNTY SHERIFF</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
3. Other Services and Charges	46,863
TOTAL DECREASE	46,863

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

**FIRE SPECIAL SERVICE DISTRICT COUNCIL
SPECIAL ORDERS - PUBLIC HEARING**

President Borst convened the Fire Special Service District Council.

PROPOSAL NO. 628, 2003. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 628, 2003 on October 29, 2003. The proposal, sponsored by Councillors Dowden, Moriarty Adams, and Talley, approves an increase of \$128,507 in the 2003 Budget of the Department of Public Safety, Fire Division (Fire General Fund) to cover the purchase price of phase one of the Defibrillator replacement plan, financed by fund balances. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Moriarty Adams, for adoption. Proposal No. 628, 2003 was adopted on the following roll call vote; viz:

28 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nyles, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford
0 NAYS:
1 NOT VOTING: Horseman

Proposal No. 628, 2003 was retitled FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 8, 2003, and reads as follows:

CITY-COUNTY FIRE SPECIAL SERVICE DISTRICT NO. 8, 2003

A FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE amending the Fire Special Service District Annual Budget for 2003 (Fire Special Service District Fiscal Ordinance No. 4, 2002) appropriating an additional One Hundred Twenty-eight Thousand Five Hundred Seven Dollars (\$128,507) in the Fire General Fund for purposes of the Department of Public Safety, Fire Division and reducing the unappropriated and unencumbered balance in the Fire General Fund.

BE IT ORDAINED BY THE FIRE SPECIAL SERVICE DISTRICT COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 of the Fire Special Service District Annual Budget for 2003 be, and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Public Safety, Fire Division to cover the purchase of phase one of the Defibrillator replacement plan, financed by fund balance.

SECTION 2. The sum of One Hundred Twenty-eight Thousand Five Hundred Seven Dollars (\$128,507) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

DEPARTMENT OF PUBLIC SAFETY

FIRE DIVISION

2. Materials and Supplies

4. Capital Outlay

TOTAL INCREASE

FIRE GENERAL FUND

16,707

111,800

128,507

SECTION 4. The said additional appropriation is funded by the following reductions:

FIRE GENERAL FUND

Unappropriated and Unencumbered

Fire General Fund

TOTAL REDUCTION

128,507

128,507

SECTION 5. The projected December 31, 2003, fund balance for the Fire General Fund is as follows:

Cash balance as of June 30, 2003	13,240,148
Estimated revenues June through December, 2003	23,585,727
Projected funds available	36,825,875
2003 remaining appropriations, including all encumbrances	29,162,174
Proposed additional appropriation (Proposal No. 628, 2003)	128,507
Total Requirements	29,290,681
Projected fund balance December 31, 2003	7,535,194

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 629, 2003. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 629, 2003 on October 29, 2003. The proposal, sponsored by Councillors Dowden, Moriarty Adams, and Talley, approves a transfer of \$110,215 in the 2003 Budget of the Department of Public Safety, Fire Division (Non-Lapsing Federal Grants and Federal Grants Funds) to cover the salary and benefits of the Indiana Task Force One Coordinator, to purchase personal equipment and supplies, and to pay for architectural design and preparatory tasks in support of renovating the current storage/warehouse facility. By a 5-0 vote,

the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Moriarty Adams, for adoption. Proposal No. 629, 2003 was adopted on the following roll call vote; viz:

28 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford
0 NAYS:
1 NOT VOTING: Horseman

Proposal No. 629, 2003 was retitled FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 9, 2003, and reads as follows:

CITY-COUNTY FIRE SPECIAL SERVICE DISTRICT NO. 9, 2003

A FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (Fire Special Service District Fiscal Ordinance No. 4, 2002 and Fire Special Service District Fiscal Ordinance 1, 2003) transferring and appropriating an additional One Hundred Ten Thousand Two Hundred Fifteen Dollars (\$110,215) in the Non-Lapsing Federal Grants and Federal Grants Funds for purposes of the Department of Public Safety, Fire Division and reducing certain other appropriations for that agency.

BE IT ORDAINED BY THE FIRE SPECIAL SERVICE DISTRICT OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 of the Fire Special Service District Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Public Safety, Fire Division to cover the salary and benefits of the Indiana Task Force One Coordinator, to purchase personal equipment, uniforms, medical, and business supplies, and to pay for architectural design and preparatory tasks in support of renovating the current storage/warehouse facility, financed by a transfer of funds.

SECTION 2. The sum of One Hundred Ten Thousand Two Hundred Fifteen Dollars (\$110,215) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

DEPARTMENT OF PUBLIC SAFETY

FIRE DIVISION

FEDERAL GRANTS FUND

1. Personal Services	<u>50,549</u>
TOTAL INCREASE	50,549

DEPARTMENT OF PUBLIC SAFETY

FIRE DIVISION

NON-LAPSING FEDERAL GRANTS FUND

2. Supplies	<u>50,000</u>
3. Other Services and Charges	<u>9,666</u>
TOTAL INCREASE	59,666

SECTION 4. The said increased appropriation is funded by the following reductions:

DEPARTMENT OF PUBLIC SAFETY

FIRE DIVISION

NON-LAPSING FEDERAL GRANTS FUND

4. Capital Outlay	<u>110,215</u>
TOTAL DECREASE	110,215

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. The appropriations from the non-lapsing federal grants fund, described above, shall be in addition to all appropriations provided for in the regular budget and levy, and shall continue in effect until the completion of the program described in section 1 above.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

President Borst reconvened the City-County Council.

NEW BUSINESS

Councillor Coughenour said that there were statements made that some Council members could accept Proposal No. 122, 2003, the smoke-free workplace ordinance, if certain changes were made. She asked for suggested changes to be forwarded to her this week for her to incorporate for further consideration at a special hearing of the Rules and Public Policy Committee.

ANNOUNCEMENTS AND ADJOURNMENT

The President said that the docketed agenda for this meeting of the Council having been completed, the Chair would entertain motions for adjournment.

Councillor Boyd stated that he had been asked to offer the following motion for adjournment by:

- (1) Councillor Smith in memory of Charles W. "Chuck" Pritchett and Kenneth Gregory; and
- (2) Councillor Knox in memory of Roy E. Hutton; and
- (3) Councillor Tilford in memory of Richard Keith Foster; and
- (4) Councillor McWhirter in memory of Doris Bee; and
- (5) Councillor Langsford in memory of James Joyce; and
- (6) Councillor Coughenour in memory of Richard Clay.

Councillor Boyd moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of Charles W. "Chuck" Pritchett, Kenneth Gregory, Roy E. Hutton, Richard Keith Foster, Doris Bee, James Joyce, and Richard Clay. He respectfully asked the support of fellow Councillors. He further requested that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the families advising of this action.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 8:36 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 17th day of November, 2003.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

Philip C. Brobst DVM

President

ATTEST:

Shelley Hart

Clerk of the Council

(SEAL)

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, DECEMBER 8, 2003**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:07 p.m. on Monday, December 8, 2003, with President Borst presiding.

Councillor Coughenour led the opening prayer and invited all present to join her in the Pledge of Allegiance to the Flag.

ROLL CALL

President Borst instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

29 PRESENT: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford

A quorum of twenty-nine members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Dowden introduced former City-County Councillors Betty Ruhmkorff, Lula Journey, Pat Nickell, and State Representative Phillip Hinkle. Councillor Massie recognized his wife Dianna, his daughter Emily, and his granddaughters Ashlyn and Abigail. Councillor Short introduced wife Toni and son Tom. Councillor Coughenour stated that it is nice to see former women Councillors like Ms. Ruhmkorff, Ms. Journey, and Ms. Nickell here, and it was nice to have them serve with her over the years. Councillor Black recognized local dentist Dr. Lehman Adams. Councillor Coughenour introduced Dr. Doug Williams, superintendent of the Perry Township Schools. Councillor Brents recognized her husband Leon, and her Council replacement Patrice Abdullallah. Councillor Coonrod introduced the certified winner in District 12's City-County Council race pending recount results, Sherron Franklin. Councillor McWhirter recognized Councillor-elect Susie Day, District 20. Councillor Dowden recognized Dean Hansen of Butler University and a few members from his Boy Scout Troop. Councillor Nytes recognized

Councillors-elect Dane Mahern and Greg Bowes. Councillor Boyd said that Dr. Lehman Adams is the Adams referenced in the Tansel Adams Commission, which many years ago was among early efforts to address gun violence in Marion County. He said that individuals like Dr. Adams make a huge contribution to this City.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA

Ladies And Gentlemen :

You are hereby notified the REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, December 8, 2003, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Philip C. Borst, D.V.M.
President, City-County Council

November 18, 2003

TO PRESIDENT BORST AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the *Court & Commercial Record* and in the *Indianapolis Star* on Friday, November 21, 2003, a copy of a Notice of Public Hearing on Proposal Nos. 634, 659, 660, 665, 666, and 671-673, 2003, said hearing to be held on Monday, December 8, 2003, at 7:00 p.m. in the City-County Building.

Respectfully,
s/Suellen Hart
Clerk of the City-County Council

November 26, 2003

TO PRESIDENT BORST AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have approved with my signature and delivered this day to the Clerk of the City-County Council, Suellen Hart, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 156, 2003 - approves an increase of \$684,364 in the 2003 Budgets of the County Auditor and the Marion County Justice Agency (State and Federal Grants Fund) to provide salaries, fringes, supplies, equipment, travel, and contractual services for a Project Safe Neighborhood project, funded by a federal grant (Project Safe Neighborhoods Grant)

FISCAL ORDINANCE NO. 157, 2003 - approves an increase of \$46,840 in the 2003 Budget of the Department of Public Safety, Emergency Management and Planning Division (Consolidated County Fund) to fund vehicle lease and outfitting costs, to move six tornado warning sirens to new locations, and to cover fleet charges for the remainder of the year, financed by a grant from the American Red Cross and fund balances

FISCAL ORDINANCE NO. 160, 2003 - approves an increase of \$183,000 in the 2003 Budget of the Information Services Agency (Internal Services Fund) to cover expenditures for Light Detection and Ranging (laser aerial photography) and Ortho Projects for the IMAGIS Consortium, financed by fund balances

FISCAL ORDINANCE NO. 162, 2003 - approves an increase of \$70,000 in the 2003 Budget of the Department of Administration, Fleet Services Division (Non-Lapsing Federal Grants Fund) to install a 10,000

gallon above ground fuel tank, with canopy, to dispense ethanol (E85) fuel, financed by a federal grant (Great Lakes Regional Biomass Energy Program)

FISCAL ORDINANCE NO. 164, 2003 -- approves a transfer of \$199,750 in the 2003 Budget of the Department of Administration, Fleet Services Division (Consolidated County Fund) to cover an expected shortfall in funds for vehicle maintenance repairs

GENERAL ORDINANCE NO. 110, 2003 - continues the early retirement program for city employees who are in positions covered by the master agreement between the City and AFSCME

SPECIAL RESOLUTION NO. 78, 2003 - recognizes West Indy's 5th Annual Steak n Shake's Breakfast with Santa

SPECIAL RESOLUTION NO. 79, 2003 - recognizes the U.S. Marine Corps Reserves' "Toys for Tots" Program

SPECIAL RESOLUTION NO. 80, 2003 - recognizes the National Collegiate Athletic Association's fourth year in Indianapolis

SPECIAL RESOLUTION NO. 81, 2003 - a special resolution amending the inducement resolution for Phoenix Apartments (to be renamed "Avondale Village") in an amount not to exceed \$12,000,000 which consists of the acquisition and rehabilitation of an existing 328-unit apartment complex on an approximately 10.31 acre parcel of land located at 4004 Meadows Drive (District 11)

SPECIAL RESOLUTION NO. 82, 2003 - determines the need to lease office space at 25 West 9th Street as the site of the IPD Downtown District office

SPECIAL RESOLUTION NO. 83, 2003 - approves the amounts, locations, and programmatic operation for certain projects to be funded from the Community Development Grant Funds for 2004

FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 8, 2003 - approves an increase of \$128,507 in the 2003 Budget of the Department of Public Safety, Fire Division (Fire General Fund) to cover the purchase price of phase one of the Defibrillator replacement plan, financed by fund balances

FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 9, 2003 - approves a transfer of \$110,215 in the 2003 Budget of the Department of Public Safety, Fire Division (Non-Lapsing Federal Grants and Federal Grants Funds) to cover the salary and benefits of the Indiana Task Force One Coordinator, to purchase personal equipment and supplies, and to pay for architectural design and preparatory tasks in support of renovating the current storage/warehouse facility

Respectfully,
s/Bart Peterson, Mayor

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed.

Councillor Coughenour moved, seconded by Councillor Talley, to suspend the Rules of the Council and consider Proposal No. 122, 2003 this evening.

PROPOSAL NO. 122, 2003. The proposal, sponsored by Councillor Coughenour, amends the Code by creating smoke-free work places for employees. Councillor Coughenour said that the proposal was heard on several occasions by the Rules and Public Policy Committee but failed to make it out of committee with a recommendation. The motion to suspend the Rules and consider Proposal No. 122, 2003 failed on the following roll call vote; viz:

13 YEAS: Black, Borst, Boyd, Brents, Coughenour, Douglas, Gibson, Horseman, Langsford, Nytes, Sanders, Talley, Tilford
15 NAYS: Bainbridge, Bradford, Cockrum, Conley, Coonrod, Dowden, Frick, Knox, Massie, McWhirter, Moriarty Adams, Schneider, Short, Smith, Soards
1 NOT VOTING: Gray

Without further objection, the agenda was adopted.

APPROVAL OF THE JOURNAL

The President called for additions or corrections to the Journal of November 17, 2003. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS

President Borst stated that before the presentation of Special Resolutions, he would like to read a short resolution honoring Peggy Stawick, Assistant Clerk of the Council, who will be retiring at the end of the year. Although Ms. Stawick did not wish to have a big deal made of her retirement, it is fitting that she be recognized and honored. He read the following:

MARGARET "PEGGY" STAWICK
INDIANAPOLIS CITY-COUNTY COUNCIL STAFF
1988-2003

WHEREAS, Peggy Stawick is an Illini by birth, but a Hoosier by choice, the mother of six children, and the loving wife of Jerry Stawick; and

WHEREAS, on the Council staff she helped prepare the Council agendas, received information to be formatted into Proposals, wrote three-fourths of the short title digests, compiled all of the official proceedings for the publisher, was secretary to the Council's attorney Bob Elrod, assumed the duty of Clerk of the Council in the absence of Clerk Suellen Hart, and was the best proofreader that the office has ever known; and

WHEREAS, she and her husband lived in New Castle for several years, and while there she worked in the balloon business, which being around all of that hot air eminently qualified Peggy for working with the Council when the Stawick's moved to Indianapolis; and

WHEREAS, during her 15 years in the Council office she maintained an almost perfect attendance record; now, therefore:

BE IT RESOLVED, that:

SECTION 1. I, Dr. Philip C. Borst, duly elected member of the Council of the City of Indianapolis and of Marion County, Indiana, and Council President, do hereby recognize the outstanding public service of Peggy Stawick during her 15 years on the Council staff.

SECTION 2. We all wish Peggy the very best in retirement as she can devote more time to her 17 grandchildren, mandatory Friday night pizzas with her family, St. Matthew Catholic Church, walking, bicycling, and volunteer work at St. Vincent De Paul, and the Julian Center.

PROPOSAL NO. 730, 2003. The proposal, sponsored by Councillors Short and Langsford, recognizes the Indiana National Guard for their work in defending freedom. Councillor Short read the proposal and presented representatives with copies of the document. Major General George Buskirk thanked the Council for the recognition and said that there will be over 7,000 members of the Indiana National Guard by the end of 2004, which makes Indiana the third largest contributing state to combat efforts across the nation. He said that 20% of these Indiana National Guard members are citizens of Indianapolis. Councillor Talley said that these men and women are making a great sacrifice and he hopes the National Guard will continue to work to correct the pay issue they are facing. Gen. Buskirk said that the National Guard is indeed committed to working out the imbalance of pay and it continues to be a priority. Councillor Short moved, seconded by Councillor Langsford, for adoption. Proposal No. 730, 2003 was adopted by a unanimous voice vote.

Proposal No. 730, 2003 was retitled SPECIAL RESOLUTION NO. 84, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 84, 2003

A SPECIAL RESOLUTION recognizing the Indiana National Guard for their work in defending freedom.

WHEREAS, on September 11, 2001, the United States was attacked by foreign terrorist groups costing the lives of over 3,000 innocent people, and arousing the American people to hold accountable those who perpetrated the cowardly assault; and

WHEREAS, on that same day, the Indiana Air National Guard flew F-16 fighter escort for Air Force One as it returned to Washington, D.C., and members of the Indiana National Guard immediately reported to their designated locations to secure vital installations within the State of Indiana; and

WHEREAS, since that date, the Indiana National Guard has been in the forefront in the War on Terrorism by guarding the three air bases and two major Army National Guard installations in Indiana; and

WHEREAS, the Indiana National Guard provided elements to serve in Turkey and Afghanistan during the past two years, and two infantry battalions were deployed in support of Operation Iraqi Freedom, earning the coveted Combat Infantryman's Badge and Combat Medical Badge, and

WHEREAS, right now, men and women of the Indiana National Guard are serving overseas in Iraq and Kuwait working to provide stability and security to the people of Iraq; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and thanks the Indiana National Guard for its work in defending freedom, requests that a copy of this Resolution be placed in the official minutes of the Council, and that the original be presented to Indiana National Guard's Major General George A. Buskirk, Jr. to display and use as he sees fit.

SECTION 2. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 731, 2003. The proposal, sponsored by Councillor Coughenour, recognizes the Class 4A Roncalli High School for winning its second consecutive State Football Championship victory. Councillor Coughenour stated that the team is in Richmond, Indiana, this evening and cannot attend. She said that she will present the resolution to them at a later time. Councillor Moriarty Adams stated that her nephew Brandon is a member of the Roncalli team and she attended the winning game and is very proud of the team's accomplishment. Councillor Coughenour moved, seconded by Councillor Moriarty Adams, for adoption. Proposal No. 731, 2003 was adopted by a unanimous voice vote.

Proposal No. 731, 2003 was retitled SPECIAL RESOLUTION NO. 85, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 85, 2003

A SPECIAL RESOLUTION recognizing the Class 4A Roncalli High School for winning its second consecutive State Football Championship Victory.

WHEREAS, Roncalli High School, an open-enrollment Catholic high school on Indianapolis' Southside, takes football very seriously, having been their divisional State Champions four times in the past 10 years, and runners-up two other times; and

WHEREAS, but this year on a cold light snowy Saturday afternoon two days after Thanksgiving, the Roncalli Rebels faced unbeaten 14-0 East Noble Knights from Kendallville who during the season averaged 36 points per game to their opponents 12 points; and

WHEREAS, but in this Championship Game, the Rebels from South Indianapolis stopped the Northern Indiana team cold in their tracks with a 17-0 shutout; and

WHEREAS, when the final buzzer sounded, Roncalli was able to place yet another Championship Trophy in their school display case; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and congratulates the 4A Class 2003 Indiana State Football Champion Roncalli High School Rebels.

SECTION 2. The Council wishes the best of success to Roncalli's seniors as they finish their school year, and hopes that this can-do winning attitude permeates throughout the 960 student school, and the Southside of Indianapolis.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 732, 2003. The proposal, sponsored by Councillor Tilford, recognizes the Class 5A Warren Central Warriors for their State Football Championship victory. Councillor Tilford read the proposal and presented representatives with copies of the document and Council pins. Coach Kevin Wright and Student Council President and Senior Member Brian Engh thanked the Council for the recognition. Councillor Tilford moved, seconded by Councillor Langsford, for adoption. Proposal No. 732, 2003 was adopted by a unanimous voice vote.

Proposal No. 732, 2003 was retitled SPECIAL RESOLUTION NO. 86, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 86, 2003

A SPECIAL RESOLUTION recognizing the Class 5A Warren Central Warriors for their State Football Championship Victory.

WHEREAS, the excitement was high on the last Saturday night in November as the fourth ranked Mishawaka Penn High School Kingsmen squared off with the seventh ranked Warren Central Warriors for the State large school division Championship trophy; and

WHEREAS, Penn was state champs four times in the past eight years, and Warren's last state championship trophy dates from 18 years ago; and

WHEREAS, but this night would belong to the Indianapolis Eastside team, with a front line averaging only a few pounds less than Purdue's front five, the Warriors powered themselves to a 50-0 halftime score, and a final tally of 57-7, the most lopsided state championship game since Indiana went to five class divisions in 1985; and

WHEREAS, during this historic game, Warren never passed, had no fumbles, had no turnovers, had no penalties, had their final 57 points by the third quarter, and set several new State Tournament records; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and congratulates the 5A Class 2003 Indiana State Football Champion Warren Central Warriors.

SECTION 2. The Council wishes the best of success to Warren's seniors as they finish their school year, and hopes that this can-do winning attitude permeates throughout the school system and the Eastside of Indianapolis.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 721, 2003. The proposal, sponsored by Councillor Gibson, recognizes We're Helping Youth, Inc., an Indianapolis higher education opportunity program. Councillor Gibson read the proposal and presented representatives with copies of the document and Council pins. Dr. Lehman Adams and director Robert Patrick thanked the Council for the recognition. Councillor Gray thanked Dr. Adams for all of his efforts and contributions to this city's children. Councillor Gibson moved, seconded by Councillor Sanders, for adoption. Proposal No. 721, 2003 was adopted by a unanimous voice vote.

Proposal No. 721, 2003 was retitled SPECIAL RESOLUTION NO. 87, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 87, 2003

A SPECIAL RESOLUTION recognizing We're Helping Youth, Inc., an Indianapolis higher education opportunity program.

WHEREAS, in 1994, with the inspiration of Dr. Lehman D. Adams, D.D.S., a new group named We're Helping Youth, Inc. was organized in Indianapolis to identify each year 200 low and moderate income disadvantaged college-material young people to give them special attention to help them attend and succeed in college; and

WHEREAS, this is not a simple task, because a significant amount of labor intensive work is needed in screening the applicants, surveying their needs, conducting counseling sessions, staying current on financial aid programs, exploring career options with the youth, actively working with area high schools and GED programs, developing relationships with college admission staff, helping students apply for college, meeting college admission deadlines, working with the candidates in goal setting, self esteem and social skills, and arranging tours of some of the more than 30 Historically Black colleges and 10 in-state colleges; and

WHEREAS, partners in this effort have been the Mays Foundation, State Farm Insurance, McKinley Jones and Associates CPA firm, Martin Luther King Center, and the State of Indiana, and thus far Pike Township, Indianapolis Public Schools and North Central High School have been especially responsive to the work of We're Helping Youth; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes the college dream efforts of We're Helping Youth, its Board President Hollis J. Thomas, Executive Director Robert E. Patrick, all of those who contribute time and resources, and most importantly to the 1,500 students who so far have taken the initiative to respond to a life changing opportunity like this.

SECTION 2. The Council wishes We're Helping Youth the best of success in the future as it builds greater in-house capabilities, as Indiana University and Purdue comes on line, and as more local high schools can be reached to spread the word about this worthwhile program.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 733, 2003. The proposal, sponsored by Councillor Coughenour, recognizes Indiana High School Principal of the Year Harvey Warrner of Beech Grove High School.

Councillor Coughenour invited Councillor-elect Susie Day to join her in presenting this resolution. She then read the proposal and presented Mr. Warrner with copies of the document and a Council pin. Mr. Warrner thanked the Council for the recognition and said that it belongs not just to him but to the school community, parents, students, and staff. He thanked his wife and daughter for their support. Councillor Bainbridge congratulated Mr. Warrner and said that, as a retired principal, he understands what it takes to realize this kind of achievement. Councillor Coughenour moved, seconded by Councillor Bainbridge, for adoption. Proposal No. 733, 2003 was adopted by a unanimous voice vote.

Proposal No. 733, 2003 was retitled SPECIAL RESOLUTION NO. 88, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 88, 2003

A SPECIAL RESOLUTION recognizing Indiana High School Principal of the Year Harvey Warner of Beech Grove High School.

WHEREAS, the roles of high school principals, teachers and administrators have changed dramatically during the past few years, but many of the fundamentals have remained the same; and

WHEREAS, each year the Indiana Association of School Principals selects a Principal of the Year from 12 district finalists, and this year's state winner was Harvey Warner of Beech Grove High School; and

WHEREAS, Mr. Warner is a graduate of Ball State University, was a classroom teacher in Decatur Township and at Beech Grove, was Assistant Principal for five years, and has been Beech Grove's Principal for the past eight years; and

WHEREAS, his coordination, motivation, and hard work has increased Beech Grove's graduation rate, GQE scores, attendance, the number of graduates earning CORE 40 diplomas, and academic honors; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and congratulates Beech Grove Principal Harvey Warner for being voted by his school principal peers as the Indiana High School Principal of the Year.

SECTION 2. Mr. Warner reports that the whole Beech Grove community is who actually earned this honor, that the school has been working on criteria such as improved graduation rates for a number of years, and that the parents, teachers, and students are all a part of the team that this award represents.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 735, 2003. The proposal, sponsored by Councillor Short, recognizes Shepherd Community, Inc. Councillor Short read the proposal and presented Jay Height, executive director, with a copy of the document and a Council pin. Councillor Horseman thanked Mr. Height for his work in the community, both in politics and as a pastor. Councillor Bradford said that Mr. Height has made lots of sacrifices for the good of the community over the years, and he is a good friend. Mr. Height thanked the Council for the recognition and challenged members to become involved in community resources that benefit children. Councillor Short moved, seconded by Councillor Bradford, for adoption. Proposal No. 735, 2003 was adopted by a unanimous voice vote.

Proposal No. 735, 2003 was retitled SPECIAL RESOLUTION NO. 89, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 89, 2003

A SPECIAL RESOLUTION recognizing Shepherd Community, Inc.

WHEREAS, in 1984, Westside Church of the Nazarene sent a group of volunteers to Central Nazarene Church to organize a Thanksgiving meal, which soon blossomed into the establishment of a formal mission at the Church located on State and East Washington Streets; and

WHEREAS, the focus of what is now called Shepherd Community, Inc., still remains to reach out to the community through Christian compassion, and working to meet people's needs; and

WHEREAS, Rev. Jay Height has been Shepherd Community's Director since 1998, and with his leadership the outreach program has grown to include kindergarten with a goal of each graduate being able to read, after-school programs with hot dinners, homework, a computer lab, gymnastics and plenty of love, sports programs, emergency food and clothing, Hispanic ministries, summer day camp, Christmas with toys, food baskets and clothing, summer day camp with plenty of crafts, sports, field trips, fun and neighborhood service projects for 80 kids, a Thanksgiving feast with 700 food baskets, and a place where juvenile offenders can earn community service credit hours; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and commends the outstanding work on the near Eastside by Shepherd Community, Inc., its Director Rev. Jay Height, their staff, contributors, volunteers, and most importantly those people who take a small leap of faith to participate in Shepherd's programs.

SECTION 2. Indianapolis is exceedingly fortunate that groups like Shepherd Community contribute a full measure of love, compassion, and physical and spiritual assistance to those in the community who need a helping hand.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

President Borst stated that Proposal Nos. 708-720, 2003, sponsored by Councillors Borst and Boyd, are resolutions honoring the 13 outgoing Councillors. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 708, 2003. The proposal recognizes the public service of John Bainbridge.
PROPOSAL NO. 709, 2003. The proposal recognizes the public service of Elwood Black.
PROPOSAL NO. 710, 2003. The proposal recognizes the public service of Maggie Brents.
PROPOSAL NO. 711, 2003. The proposal recognizes the public service of Beulah Coughenour.
PROPOSAL NO. 712, 2003. The proposal recognizes the public service of William Douglas.
PROPOSAL NO. 713, 2003. The proposal recognizes the public service of William Dowden.
PROPOSAL NO. 714, 2003. The proposal recognizes the public service of Sean Frick.
PROPOSAL NO. 715, 2003. The proposal recognizes the public service of Harvey Knox.
PROPOSAL NO. 716, 2003. The proposal recognizes the public service of Robert Massie.
PROPOSAL NO. 717, 2003. The proposal recognizes the public service of Frank Short.
PROPOSAL NO. 718, 2003. The proposal recognizes the public service of David Smith.
PROPOSAL NO. 719, 2003. The proposal recognizes the public service of Bill Soards.
PROPOSAL NO. 720, 2003. The proposal recognizes the public service of Jody Tilford.
Councillor Boyd read the proposals and moved for their adoption. Councillor Borst seconded the motion.

Councillor Black said that it has been a privilege to serve and he has had the opportunity to meet people all over the world. It has been a rewarding experience, and the staff has been very efficient and it would be a shame to lose all of that expertise. He said that both Republicans and Democrats visited him while he was in the hospital and he has had a good working relationship with all of the members, because relationships are not truly defined by political party.

Councillor Brents said that it has been a pleasure to serve and wished all the returning and new Councillors good luck. She said that she will continue to watch meetings on Channel 16 and support the efforts of the Council.

Councillor Coughenour said that she has enjoyed working with everyone and the Council has been able to accomplish some truly great things over the years.

Councillor Soards said that he found a lot could be accomplished outside of meetings as well as inside meetings. He encouraged members to rely on electronic communication less and face-to-face relationships more.

Councillor Massie said that he began his service viewing many of the people in this chamber as colleagues, and he leaves viewing all of them as friends.

Councillor Bainbridge said that he has been proud to be a part of getting the job done.

Councillor Short thanked all of the City and County employees for their help through the years and for those citizens who give so willingly of their time in community efforts to make this a better City.

Proposal Nos. 708-720, 2003, were adopted by a unanimous voice vote.

Proposal No. 708, 2003 was retitled SPECIAL RESOLUTION NO. 90, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 90, 2003

A SPECIAL RESOLUTION recognizing the public service of Councillor John Bainbridge.

WHEREAS, a free nation rests upon the willingness of responsible citizens who voluntarily and actively participate in the governmental process; and

WHEREAS, the pursuit and achievement of elective office with its attendant commitments of self, time, and energy represents one of the highest expressions of citizenship participation; and

WHEREAS, City-County Councillor John Bainbridge has, with integrity and sincerity, served his constituents and the people of Indianapolis well from 2000 to 2003; and

WHEREAS, Councillor Bainbridge served as Chair of the important Public Works Committee, and in many other roles; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes the four years of dedicated service given by Councillor Bainbridge as a member of the Council.

SECTION 2. In behalf of the citizens of Indianapolis, the Council extends its appreciation and gratitude to Councillor Bainbridge, and encourages him to remain an active participant in the life of this community.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 709, 2003 was retitled SPECIAL RESOLUTION NO. 91, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 91, 2003

A SPECIAL RESOLUTION recognizing the public service of Councillor Elwood Black.

WHEREAS, a free nation rests upon the willingness of responsible citizens who voluntarily and actively participate in the governmental process; and

WHEREAS, the pursuit and achievement of elective office with its attendant commitments of self, time, and energy represents one of the highest expressions of citizenship participation; and

WHEREAS, City-County Councillor Elwood Black has, with integrity and sincerity, served his constituents and the people of Indianapolis well from 1992 to 2003; and

WHEREAS, Councillor Black served faithfully on the Metropolitan Development Committee, the Community Affairs Committee, and in many other roles; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes the 12 years of dedicated service given by Councillor Elwood Black as a member of the Council.

SECTION 2. In behalf of the citizens of Indianapolis, the Council extends its appreciation and gratitude to Councillor Black, and encourages him to remain an active participant in the life of this community.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 710, 2003 was retitled SPECIAL RESOLUTION NO. 92, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 92, 2003

A SPECIAL RESOLUTION recognizing the public service of Councillor Maggie Brents.

WHEREAS, a free nation rests upon the willingness of responsible citizens who voluntarily and actively participate in the governmental process; and

WHEREAS, the pursuit and achievement of elective office with its attendant commitments of self, time, and energy represents one of the highest expressions of citizenship participation; and

WHEREAS, City-County Councillor Maggie Brents has, with integrity and sincerity, served her constituents and the people of Indianapolis well from 1992 to 2003; and

WHEREAS, Councillor Brents served on the Parks and Recreation Committee, the Community Affairs Committee, and in many other roles; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes the 12 years of dedicated service given by Councillor Maggie Brents as a member of the Council.

SECTION 2. In behalf of the citizens of Indianapolis, the Council extends its appreciation and gratitude to Councillor Brents, and encourages her to remain an active participant in the life of this community.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 711, 2003 was retitled SPECIAL RESOLUTION NO. 93, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 93, 2003

A SPECIAL RESOLUTION recognizing the public service of Councillor Beulah Coughenour.

WHEREAS, a free nation rests upon the willingness of responsible citizens who voluntarily and actively participate in the governmental process; and

WHEREAS, the pursuit and achievement of elective office with its attendant commitments of self, time, and energy represents one of the highest expressions of citizenship participation; and

WHEREAS, City-County Councillor Beulah Coughenour has, with integrity and sincerity, served her constituents and the people of Indianapolis well from 1976 to 2003; and

WHEREAS, Councillor Coughenour served for many years as Chair of the important Public Works Committee, and in many other roles; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes the 28 years of dedicated service given by Councillor Coughenour as a member of the Council.

SECTION 2. In behalf of the citizens of Indianapolis, the Council extends its appreciation and gratitude to Councillor Coughenour, and encourages her to remain an active participant in the life of this community.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 712, 2003 was retitled SPECIAL RESOLUTION NO. 94, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 94, 2003

A SPECIAL RESOLUTION recognizing the public service of Councillor William Douglas.

WHEREAS, a free nation rests upon the willingness of responsible citizens who voluntarily and actively participate in the governmental process; and

WHEREAS, the pursuit and achievement of elective office with its attendant commitments of self, time, and energy represents one of the highest expressions of citizenship participation; and

WHEREAS, City-County Councillor William Douglas has, with integrity and sincerity, served his constituents and the people of Indianapolis well from 2000 to 2003; and

WHEREAS, Councillor Douglas served on the Public Safety and Criminal Justice Committee, on the Parks and Recreation Committee, and in many other roles; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes the four years of dedicated service given by Councillor William Douglas as a member of the Council.

SECTION 2. In behalf of the citizens of Indianapolis, the Council extends its appreciation and gratitude to Councillor Douglas, and encourages him to remain an active participant in the life of this community.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 713, 2003 was retitled SPECIAL RESOLUTION NO. 95, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 95, 2003

A SPECIAL RESOLUTION recognizing the public service of Councillor William "Bill" Dowden.

WHEREAS, a free nation rests upon the willingness of responsible citizens who voluntarily and actively participate in the governmental process; and

WHEREAS, the pursuit and achievement of elective office with its attendant commitments of self, time, and energy represents one of the highest expressions of citizenship participation; and

WHEREAS, City-County Councillor William "Bill" Dowden has, with integrity and sincerity, served his constituents and the people of Indianapolis well from 1972 to 2003; and

WHEREAS, Councillor Dowden served as Chair of the Public Safety and Criminal Justice Committee, and in many other roles; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes the 32 years of dedicated service given by Councillor William "Bill" Dowden as a member of the Council.

SECTION 2. In behalf of the citizens of Indianapolis, the Council extends its appreciation and gratitude to Councillor Dowden, and encourages him to remain an active participant in the life of this community.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 714, 2003 was retitled SPECIAL RESOLUTION NO. 96, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 96, 2003

A SPECIAL RESOLUTION recognizing the public service of Councillor Sean Frick.

WHEREAS, a free nation rests upon the willingness of responsible citizens who voluntarily and actively participate in the governmental process; and

WHEREAS, the pursuit and achievement of elective office with its attendant commitments of self, time, and energy represents one of the highest expressions of citizenship participation; and

WHEREAS, City-County Councillor Sean Frick has, with integrity and sincerity, served his constituents and the people of Indianapolis well from 2002 to 2003; and

WHEREAS, Councillor Frick served with great energy, was Chair of the Council's Economic Development Committee, and in many other roles; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes the 13 months of dedicated service given by Councillor Sean Frick as a member of the Council.

SECTION 2. In behalf of the citizens of Indianapolis, the Council extends its appreciation and gratitude to Councillor Frick, and encourages him to remain an active participant in the life of this community.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 715, 2003 was retitled SPECIAL RESOLUTION NO. 97, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 97, 2003

A SPECIAL RESOLUTION recognizing the public service of Councillor Harvey Knox.

WHEREAS, a free nation rests upon the willingness of responsible citizens who voluntarily and actively participate in the governmental process; and

WHEREAS, the pursuit and achievement of elective office with its attendant commitments of self, time, and energy represents one of the highest expressions of citizenship participation; and

WHEREAS, City-County Councillor Harvey Knox has, with integrity and sincerity, served his constituents and the people of Indianapolis well from 2000 to 2003; and

WHEREAS, Councillor Knox served on the Public Works Committee, on the Parks and Recreation Committee, and in many other roles; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes the four years of dedicated service given by Councillor Harvey Knox as a member of the Council.

SECTION 2. In behalf of the citizens of Indianapolis, the Council extends its appreciation and gratitude to Councillor Knox, and encourages him to remain an active participant in the life of this community.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 716, 2003 was retitled SPECIAL RESOLUTION NO. 98, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 98, 2003

A SPECIAL RESOLUTION recognizing the public service of Councillor Robert "Bob" Massie.

WHEREAS, a free nation rests upon the willingness of responsible citizens who voluntarily and actively participate in the governmental process; and

WHEREAS, the pursuit and achievement of elective office with its attendant commitments of self, time, and energy represents one of the highest expressions of citizenship participation; and

WHEREAS, City-County Councillor Robert "Bob" Massie has, with integrity and sincerity, served his constituents and the people of Indianapolis well from 1996 to 2003; and

WHEREAS, Councillor Massie served as Chair of the Rules and Public Policy Committee which deliberated upon many important public policy issues, and in many other roles; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes the eight years of dedicated service given by Councillor Robert "Bob" Massie as a member of the Council.

SECTION 2. In behalf of the citizens of Indianapolis, the Council extends its appreciation and gratitude to Councillor Massie, and encourages him to remain an active participant in the life of this community.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 717, 2003 was retitled SPECIAL RESOLUTION NO. 99, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 99, 2003

A SPECIAL RESOLUTION recognizing the public service of Councillor Frank Short.

WHEREAS, a free nation rests upon the willingness of responsible citizens who voluntarily and actively participate in the governmental process; and

WHEREAS, the pursuit and achievement of elective office with its attendant commitments of self, time, and energy represents one of the highest expressions of citizenship participation; and

WHEREAS, City-County Councillor Frank Short has, with integrity and sincerity, served his constituents and the people of Indianapolis well from 1992 to 2003; and

WHEREAS, Councillor Short served on the Rules and Public Policy Committee, on the Municipal Corporations Committee, and in many other roles; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes the 12 years of dedicated service given by Councillor Frank Short as a member of the Council.

SECTION 2. In behalf of the citizens of Indianapolis, the Council extends its appreciation and gratitude to Councillor Short, and encourages him to remain an active participant in the life of this community.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 718, 2003 was retitled SPECIAL RESOLUTION NO. 100, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 100, 2003

A SPECIAL RESOLUTION recognizing the public service of Councillor David Smith.

WHEREAS, a free nation rests upon the willingness of responsible citizens who voluntarily and actively participate in the governmental process; and

WHEREAS, the pursuit and achievement of elective office with its attendant commitments of self, time, and energy represents one of the highest expressions of citizenship participation; and

WHEREAS, City-County Councillor David Smith has, with integrity and sincerity, served his constituents and the people of Indianapolis well from 1992 to 2003; and

WHEREAS, Councillor Smith actively served on the Public Safety and Criminal Justice, Public Works, and Metropolitan Development Committees, and in many other roles; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes the 12 years of dedicated service given by Councillor David Smith as a member of the Council.

SECTION 2. In behalf of the citizens of Indianapolis, the Council extends its appreciation and gratitude to Councillor Smith, and encourages him to remain an active participant in the life of this community.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 719, 2003 was retitled SPECIAL RESOLUTION NO. 101, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 101, 2003

A SPECIAL RESOLUTION recognizing the public service of Councillor Bill Soards.

WHEREAS, a free nation rests upon the willingness of responsible citizens who voluntarily and actively participate in the governmental process; and

WHEREAS, the pursuit and achievement of elective office with its attendant commitments of self, time, and energy represents one of the highest expressions of citizenship participation; and

WHEREAS, City-County Councillor Bill Soards has, with integrity and sincerity, served his constituents and the people of Indianapolis well from 2000 to 2003; and

WHEREAS, Councillor Soards served as Chair of the Municipal Corporations Committee, and in many other roles; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes the four years of dedicated service given by Councillor Bill Soards as a member of the Council.

SECTION 2. In behalf of the citizens of Indianapolis, the Council extends its appreciation and gratitude to Councillor Soards, and encourages him to remain an active participant in the life of this community.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 720, 2003 was retitled SPECIAL RESOLUTION NO. 102, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 102, 2003

A SPECIAL RESOLUTION recognizing the public service of Councillor Jody Tilford.

WHEREAS, a free nation rests upon the willingness of responsible citizens who voluntarily and actively participate in the governmental process; and

WHEREAS, the pursuit and achievement of elective office with its attendant commitments of self, time, and energy represents one of the highest expressions of citizenship participation; and

WHEREAS, City-County Councillor Jody Tilford has, with integrity and sincerity, served his constituents and the people of Indianapolis well from 1995 to 2003; and

WHEREAS, Councillor Tilford served on the Parks and Recreation Committee and on the Administration and Finance Committee, and in many other roles; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes the eight and one-half years of dedicated service given by Councillor Jody Tilford as a member of the Council.

SECTION 2. In behalf of the citizens of Indianapolis, the Council extends its appreciation and gratitude to Councillor Tilford, and encourages him to remain an active participant in the life of this community.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 734, 2003. The proposal, sponsored by Councillor Smith, requests the Metropolitan Development Commission adopt an ordinance imposing impact fees for certain development activities in Marion County. Councillor Smith moved, seconded by Councillor Schneider, to refer Proposal No. 734, 2003 to the Metropolitan Development Committee. Proposal No. 734, 2003 was referred to Committee by a unanimous voice vote.

PROPOSAL NO. 704, 2003. The proposal, sponsored by Councillors Borst and Boyd, approves a schedule of regular council meetings for the year 2004. President Borst said that a technical amendment was found by Councillor Cockrum, and the date for August's first meeting should be August 2 and not August 4. He said that these corrected dates should be before the Council this evening. Councillor Boyd moved, seconded by Councillor Talley, for adoption. Proposal No. 704, 2003 was adopted by a unanimous voice vote.

Proposal No. 704, 2003 was retitled COUNCIL RESOLUTION NO. 90, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 90, 2003

A COUNCIL RESOLUTION approving a schedule of regular council meetings for the year 2004.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council hereby approves the following schedule of regular meetings for the year 2004:

- | | |
|-------------------------------|---------------------------------|
| (1) Monday, January 12, 2004 | (10) Monday, June 21, 2004 |
| (2) Monday, January 26, 2004 | (11) Monday, July 19, 2004 |
| (3) Monday, February 09, 2004 | (12) Monday, August 02, 2004 |
| (4) Monday, February 23, 2004 | (13) Monday, August 23, 2004 |
| (5) Monday, March 15, 2004 | (14) Monday, September 13, 2004 |
| (6) Monday, April 12, 2004 | (15) Monday, October 04, 2004 |
| (7) Monday, April 26, 2004 | (16) Monday, October 25, 2004 |
| (8) Monday, May 17, 2004 | (17) Monday, November 15, 2004 |
| (9) Monday, June 07, 2004 | (18) Monday, December 13, 2004 |

Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 693 and 706, 2003 on November 19, 2003. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 693, 2003. The proposal, sponsored by Councillor Borst, amends the term of service for Jerry Barnaby as a member of the Citizens Police Complaint Board. PROPOSAL NO. 706, 2003. The proposal, sponsored by Councillor Borst, amends the term of service for Al Polin as a member of the Citizens Police Complaint Board. By 6-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Dowden moved, seconded by Councillor Talley, for adoption. Proposal Nos. 693 and 706, 2003 were adopted by a unanimous voice vote.

Proposal No. 693, 2003 was retitled COUNCIL RESOLUTION NO. 91, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 91, 2003

A COUNCIL RESOLUTION amending the term of service for Jerry Barnaby as a member of the Citizens Police Complaint Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The appointment made by this resolution is for a term ending December 31, 2004. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 706, 2003 was retitled COUNCIL RESOLUTION NO. 92, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 92, 2003

A COUNCIL RESOLUTION amending the term of service for Al Polin as a member of the Citizens Police Complaint Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The appointment made by this resolution is for a term ending December 31, 2005. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 707, 2003. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a change in parking restrictions for Meridian Street between South Street and Jackson Place (District 16)"; and the President referred it to the Public Works Committee.

Councillor Brents moved to suspend the Rules of the Council and allow Proposal No. 707, 2003 to be considered this evening. Councillor Nytes seconded the motion, and the Rules were suspended by a unanimous voice vote.

Councillor Bainbridge reported that the Public Works Committee heard Proposal No. 707, 2003 on December 2, 2003. By an 8-0 vote, the Committee reported the proposal to the Council with

the recommendation that it do pass. Councillor Bainbridge moved, seconded by Councillor Brents, for adoption. Proposal No. 707, 2003 was adopted on the following roll call vote; viz:

27 YEAS: Bainbridge, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford
0 NAYS:

2 NOT VOTING: Black, Massie

Proposal No. 707, 2003 was retitled GENERAL ORDINANCE NO. 112, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 112, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 621-202, Parking meter zones designated; Sec. 621-402, Bus stop and trolley stop zones; and Sec. 621-121, Parking prohibited at all times on certain streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-202, Parking meter zones designated, be and the same is hereby amended by the deletion of the following, to wit:

TWO HOUR METERS

Meridian Street, on the west side, from South Street to Washington Street

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-402, Bus stop and trolley stop zones, be and the same is hereby amended by the deletion of the following, to wit:

Meridian Street, on the west side, from a point 28 feet north of Louisiana Street,
to a point 98 feet north of Louisiana Street

SECTION 3. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-121, Parking prohibited at all times on certain streets, be and the same is hereby amended by the addition of the following, to wit:

Meridian Street, on the west side, from a point 127 feet south of Louisiana Street to Louisiana Street

SECTION 4. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-202, Parking meter zones designated, be and the same is hereby amended by the addition of the following, to wit:

Meridian Street, on the west side, from South Street to a point 127 feet south of Louisiana Street

Meridian Street, on the west side, from a point 28 feet north of Louisiana Street to Washington Street

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - PRIORITY BUSINESS

Beth White, deputy director of the Department of Metropolitan Development (DMD), said that one citizen has raised some questions regarding the public notices for Proposal No. 728, 2003. She said that although the cover letter had an error with two numbers reversed in the address for the public hearing, the actual petition mailed out had the correct address. The petition went through the hearing process and was appealed to the Metropolitan Development Commission, who denied a continuance because they felt, along with staff, that it was properly advertised.

Councillor Tilford said that he has received a few calls regarding this rezoning issue and asked who the owner of the property is. Councillor Talley said that the owner is the Martin Family Trust.

PROPOSAL NO. 722, 2003 and PROPOSAL NOS. 723-729, 2003. Introduced by Councillor Langsford. Proposal No. 722, 2003 and Proposal Nos. 723-729, 2003 are proposals for Rezoning Ordinances certified by the Metropolitan Development Commission on November 20 and 25, 2003. The President called for any motions for public hearings on any of those zoning maps changes. There being no motions for public hearings, the proposed ordinances, pursuant to IC 36-7-4-608, took effect as if adopted by the City-County Council, were retitled for identification as REZONING ORDINANCE NOS. 174-181, 2003, the original copies of which ordinances are on file with the Metropolitan Development Commission, which were certified as follows:

REZONING ORDINANCE NO. 181, 2004.

2003-ZON-095

701 WEST SOUTHERN AVENUE and 2800 BLUFF ROAD (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT #25

GLENCOE PROPERTIES, INCORPORATED, by Thomas Michael Quinn, requests a rezoning of 31.474 acres, being in the D-A (FF) (FW), D-5 (FF) (FW), I-3-U (FF) (FW) and C-7 (FF) (FW) Districts, to the I-4-U (FF) (FW) classification to provide for industrial uses.

REZONING ORDINANCE NO. 174, 2004.

2003-ZON-085 (2003-DP-013)

7736 EAST TROY AVENUE (approximate address), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT #13

C.P. MORGAN COMMUNITIES, L.P., by Brian J. Tuohy, requests a rezoning of 103.14 acres, being in the D-A District, to the D-P classification to provide for single-family residential development at a density of 3.91 units per acre.

REZONING ORDINANCE NO. 175, 2004.

2003-ZON-115 (2003-DP-016)

8599 WEST 96th STREET and 9151 LAFAYETTE ROAD (approximate addresses), INDIANAPOLIS.

PIKE TOWNSHIP, COUNCILMANIC DISTRICT #5

HERITAGE DEVELOPMENT OF INDIANA, LLC, by Stephen D. Mears, requests a rezoning of 20.34 acres, being the D-A, D-S and D-1 Districts, to the D-P classification to provide for single-family residential development, resulting in 1.89 units per acre.

REZONING ORDINANCE NO. 176, 2004.

2003-ZON-129

7320 SOUTH US 31 (approximate address), INDIANAPOLIS.

PERRY TOWNSHIP, COUNCILMANIC DISTRICT #20

SUSANNE AND ROBERT MAFFETT, by Michael J. Kias, requests a rezoning of one acre, being in the D-A District, to the C-1 classification to provide for office uses.

REZONING ORDINANCE NO. 177, 2004.

2003-ZON-131

2615 and 2701 NORTH CAPITOL AVENUE and 2602 NORTH ILLINOIS STREET, and 101 WEST 28th STREET (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT #22

IVY TECH STATE COLLEGE, by Daniel T. Kozlowski, requests a rezoning of 1.20 acre, being in the D-8 (W-5) District, to the SU-2 (W-5) classification to provide for educational uses.

REZONING ORDINANCE NO. 178, 2004.

2003-ZON-134

3035 SOUTH MERIDIAN STREET (approximate address), INDIANAPOLIS.

PERRY TOWNSHIP, COUNCILMANIC DISTRICT #25

POST 335, INCORPORATED, AMERICAN LEGION, by Michael J. Kias, requests a rezoning of 0.58 acre, being in the D-3 and C-4 Districts, to the C-4 classification to provide for commercial uses.

REZONING ORDINANCE NO. 179, 2004.

2003-ZON-836

8010 EAST 38th STREET (approximate address), INDIANAPOLIS.

LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT #14

ZONED C-S

WAL-MART REAL ESTATE BUSINESS TRUST, by Joseph D. Calderon, requests a rezoning of 8.20 acres, being in the C-S District, to the C-3 classification to provide for a supermarket and pharmacy.

REZONING ORDINANCE NO. 180, 2004.

2003-ZON-840

2115 -2150 NORTH KEYSTONE AVENUE, 2215-2236 NORTH TACOMA AVENUE, 2154-2222 WINTER AVENUE, 2219-2223 BELLIS STREET, 2100-2223 GREENBRIAR LANE, 2129-2205 JEFFERSON AVENUE, 2162-2247 NORTH TEMPLE AVENUE, 2218-2266 EASTERN AVENUE, and 2205-2248 EAST PRUITT STREET (approximate addresses), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT #10

DEPARTMENT OF METROPOLITAN DEVELOPMENT requests a rezoning of 44.464 acres, being in the D-5, I-3-U, I-4-U and SU-1 Districts, to the C-S classification to provide for an industrial park with limited C-3, C-4, C-I-D, I-1-U, I-2-U and I-3-U uses.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 618, 2003. Seeing that Councillor Bradford, as chairman of the Committee, was out of the room, President Borst called on Councillor Soards for a Committee report. Councillor Soards reported that Proposal No. 618, 2003 was heard by the Community Affairs Committee on December 8, 2003. The proposal, sponsored by Councillor Bradford, approves an increase of \$39,967 in the 2003 Budgets of the County Auditor and Cooperative Extension Agency (County Grants Fund) for funding the salary for one year for a Commercial Horticulture Program Assistant, funded by a county grant (Indiana Professional Lawn and Landscape Association). By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

President Borst called for public testimony at 8:24 p.m. There being no one present to testify, Councillor Soards moved, seconded by Councillor Gibson, for adoption. Proposal No. 618, 2003, as amended, was adopted on the following roll call vote; viz:

26 YEAS: Bainbridge, Borst, Boyd, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Smith, Soards, Talley, Tilford

0 NAYS:

3 NOT VOTING: Black, Bradford, Short

Proposal No. 618, 2003, as amended, was retitled FISCAL ORDINANCE NO. 166, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 166, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 96, 2002) appropriating an additional Thirty-nine Thousand Nine Hundred Sixty-seven Dollars (\$39,967) in the County Grants Fund for purposes of the County Auditor and the Cooperative Extension Service and reducing the unappropriated and unencumbered balance in the County Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE

CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (m) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Auditor and Cooperative Extension Service to pay the salary for one year for a Commercial Horticulture Program Assistant.

SECTION 2. The sum of Thirty-nine Thousand Nine Hundred Sixty-seven Dollars (\$39,967) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>COUNTY GRANTS FUND</u>
1. Personal Services-fringes	12,967
 <u>COOPERATIVE EXTENSION AGENCY</u>	
1. Personal Services	27,000
TOTAL INCREASE	39,967

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>COUNTY GRANTS FUND</u>
Unappropriated and Unencumbered	
County Grants Fund	39,967
TOTAL REDUCTION	39,967

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 631, 2003. Councillor Bainbridge reported that the Public Works Committee heard Proposal No. 631, 2003 on December 2, 2003. The proposal, sponsored by Councillors Bainbridge, Conley, McWhirter, and Moriarty Adams, approves an increase of \$220,000 in the 2003 Budget of the Department of Public Works, Operations Division (Transportation General Fund) to restore 2003 budgeted dollars expended for overtime as a result of emergency response to floods in July and September and to purchase a sandbag filling machine, financed by fund balances. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

President Borst called for public testimony at 8:26 p.m. There being no one present to testify, Councillor Bainbridge moved, seconded by Councillor Langsford, for adoption. Proposal No. 631, 2003 was adopted on the following roll call vote; viz:

28 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Tilford
0 NAYS:
1 NOT VOTING: Talley

Proposal No. 631, 2003 was retitled FISCAL ORDINANCE NO. 167, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 167, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 99, 2002) appropriating an additional Two Hundred Twenty Thousand Dollars (\$220,000) in the Transportation General Fund for purposes of the Department of Public Works, Operations Division, and reducing the unappropriated and unencumbered balance in the Transportation General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(j) of the City-County Annual Budget for 2003 be, and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Public Works, Operations Division to restore 2003 budgeted dollars expended for overtime as a result of emergency response to floods in July and September and to purchase a sandbag filling machine, financed by fund balance.

SECTION 2. The sum of Two Hundred Twenty Thousand Dollars (\$220,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>DEPARTMENT OF PUBLIC WORKS</u> <u>OPERATIONS DIVISION</u>	<u>TRANSPORTATION GENERAL FUND</u>
1. Personal Services	200,000
4. Capital Outlay	<u>20,000</u>
TOTAL INCREASE	220,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>TRANSPORTATION GENERAL FUND</u>
Unappropriated and Unencumbered	
Transportation General Fund	<u>220,000</u>
TOTAL REDUCTION	220,000

SECTION 5. The projected December 31, 2003, fund balance for the Transportation General Fund is as follows:

Cash balance as of June 30, 2003	22,749,164
Estimated revenues June through December, 2003	<u>24,385,589</u>
Projected funds available	47,134,753
2003 remaining appropriations, including all encumbrances	38,018,638
Proposed additional appropriation (Proposal No. 631, 2003)	<u>220,000</u>
Total Requirements	38,202,638
Projected fund balance December 31, 2003	8,932,115

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 632 and 671-673, 2003 on November 19, 2003. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 632, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$179,000 in the 2003 Budget of the Marion County Justice Agency (State and Federal Grants Fund) to appropriate funds to facilitate a strategic planning committee for public safety, funded by a state grant (Indiana Criminal Justice Institute) (The local match of \$75,509 is funded by the existing appropriations in the 2003 budgets of the Marion County Justice Agency and Marion Superior Court.). PROPOSAL NO. 671, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$24,162 in the 2003 Budget of the Marion Superior Court (State and Federal Grants Fund) to appropriate a supervised visitation program with Kid's Voice, funded

by a state grant (Indiana Criminal Justice Institute). PROPOSAL NO. 672, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$749,927 in the 2003 Budgets of Community Corrections and the County Auditor (Home Detention User Fee Fund) to fund personnel, home detention equipment, and supplies for the second six months of fiscal year 2003-2004, financed by fund balances. PROPOSAL NO. 673, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$21,550 in the 2003 budget of Community Corrections (Home Detention User Fee Fund) to provide additional funds for supplies due to growth in programming, financed by fund balances. By 7-0 votes, the Committee reported Proposal Nos. 632 and 671, 2003 to the Council with the recommendation that they do pass as amended, and by 6-0 votes the Committee reported Proposal Nos. 672 and 673, 2003 to the Council with the recommendation that they do pass.

President Borst called for public testimony at 8:30 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal Nos. 632 and 671, 2003, as amended, and Proposal Nos. 672 and 673, 2003 were adopted on the following roll call vote; viz:

28 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford
0 NAYS:
1 NOT VOTING: Langsford

Proposal No. 632, 2003, as amended, was retitled FISCAL ORDINANCE NO. 168, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 168, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional One Hundred Seventy-nine Thousand (\$179,000) in the State and Federal Grants Fund for purposes of the Marion County Justice Agency and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (i) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion County Justice Agency to appropriate funds to facilitate a strategic planning committee for public safety.

SECTION 2. The sum of One Hundred Seventy-nine Thousand (\$179,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION COUNTY JUSTICE AGENCY</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
3. Other Services and Charges	179,000
TOTAL INCREASE	179,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered State and Federal Grants Fund	179,000
TOTAL REDUCTION	179,000

SECTION 5. The local match of \$75,509 is funded by the following existing appropriations in the 2003 budgets of the Marion County Justice Agency and Marion Superior Court and is hereby approved:

<u>MARION COUNTY JUSTICE AGENCY</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	17,163
<u>MARION SUPERIOR COURT</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	15,346
<u>MARION COUNTY JUSTICE AGENCY</u>	<u>LAW ENFORCEMENT FUND</u>
3. Other Services and Charges	<u>43,000</u>
TOTAL MATCH	75,509

SECTION 6. Except to the extent of matching funds approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 671, 2003, as amended, was retitled FISCAL ORDINANCE NO. 169, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 169, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Twenty-four Thousand One Hundred Sixty-two Dollars (\$24,162) in the State and Federal Grants Fund for purposes of the Marion Superior Court and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(j) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for the purposes of the Marion Superior Court to appropriate a Kid's Voice Grant for the Guardian Ad Litem and Reach for Youth programs, funded by a state grant from the Indiana Criminal Justice Institute.

SECTION 2. The sum of Twenty-four Thousand One Hundred Sixty-two Dollars (\$24,162) in be, and the same is hereby, appropriated the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION SUPERIOR COURT</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
3. Other Services and Charges	<u>24,162</u>
TOTAL INCREASE	24,162

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>24,162</u>
TOTAL REDUCTION	24,162

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 672, 2003 was retitled FISCAL ORDINANCE NO. 170, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 170, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Seven Hundred Forty-nine Thousand Nine Hundred Twenty-seven Dollars (\$749,927) in the Home Detention User Fee Fund for purposes of Community Corrections and the County Auditor and reducing the unappropriated and unencumbered balance in the Home Detention User Fee Fund.

**BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(g) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of Community Corrections and the County Auditor to fund personnel, home detention equipment, and supplies for the second six months of fiscal year 2003-2004.

SECTION 2. The sum of additional Seven Hundred Forty-nine Thousand Nine Hundred Twenty-seven Dollars (\$749,927) be, and the same is hereby, appropriated the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>HOME DETENTION USER FEE FUND</u>
1. Personal Services - fringes	103,709
<u>COMMUNITY CORRECTIONS</u>	
1. Personal Services	349,710
2. Supplies	18,000
3. Other Services and Charges	225,008
4. Capital Outlay	<u>53,500</u>
TOTAL INCREASE	749,927

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>HOME DETENTION USER FEE FUND</u>
Unappropriated and Unencumbered	
Home Detention User Fee Fund	<u>749,927</u>
TOTAL REDUCTION	749,927

SECTION 5. The projected December 31, 2004, fund balance for the Home Detention User Fee Fund is as follows:

Projected cash balance as of January 1, 2004	835,120
Anticipated additional revenue through December 31, 2004	<u>1,400,000</u>
Projected funds available	2,235,120
2004 remaining appropriations, including all encumbrances	0
Proposed additional appropriation (Proposal No. 672, 2003)	<u>749,927</u>
Total Requirements	749,927
Projected fund balance December 31, 2004	1,485,193

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 673, 2003 was retitled FISCAL ORDINANCE NO. 171, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 171, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Twenty-one Thousand Five Hundred Fifty Dollars (\$21,550) in the Home Detention User Fee Fund for purposes of Community Corrections and reducing the unappropriated and unencumbered balance in the Home Detention User Fee Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(g) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of Community Corrections to provide additional funds for supplies due to growth in programming, financed by fund balances.

SECTION 2. The sum of Twenty -one Thousand Five Hundred Fifty Dollars. (\$21,550) be, and the same is hereby, appropriated the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COMMUNITY CORRECTIONS</u>	<u>HOME DETENTION USER FEE FUND</u>
2. Supplies <u>21,550</u>	
TOTAL INCREASE	21,550

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>HOME DETENTION USER FEE FUND</u>
Unappropriated and Unencumbered	
Home Detention User Fee Fund	<u>21,550</u>
TOTAL REDUCTION	21,550

SECTION 5. The projected December 31, 2003, fund balance for the Home Detention User Fee Fund is as follows:

Current cash balance as of October 31, 2003	1,058,043
Anticipated additional revenue through December 31, 2003	<u>294,210</u>
Projected funds available	1,352,253
2003 remaining appropriations, including all encumbrances	495,633
Proposed additional appropriation (Proposal No. 673, 2003)	<u>21,500</u>
Total Requirements	517,133
Projected fund balance December 31, 2003	835,120

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 634, 2003. Councillor McWhirter reported that the Administration and Finance Committee heard Proposal No. 634, 2003 on November 25, 2003. The proposal, sponsored by Councillor Massie, approves an increase of \$100,000 in the 2003 Budget of the Clerk of the Circuit Court (County General Fund) to pay legal services related to federal and state reimbursement for the purchase of voting machines, financed by fund balances. Councillor McWhirter said that the proposal was tabled by the Committee and was not recommended for action this evening. General Counsel Robert Elrod said that because the proposal was advertised for public hearing, the President still needs to call for testimony, even though no action is to be taken. President Borst called for public testimony at 8:31 p.m. There was no one present to testify.

Councillor McWhirter reported that the Administration and Finance Committee heard Proposal Nos. 659 and 660, 2003 on November 25, 2003. She asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 659, 2003. The proposal, sponsored by Councillors McWhirter and Nytes, approves temporary tax anticipation borrowing for the City for the Consolidated City Police Force Account, the Police Pension Fund, the Consolidated City Fire Force Account, the Firemen's Pension Fund and the Park General Fund during the period from January 1, 2004 through December 31, 2004. PROPOSAL NO. 660, 2003. The proposal, sponsored by Councillors McWhirter and Nytes, approves temporary tax anticipation borrowing for the County for the County General Fund and the County Family and Children's Fund during the period from January 1, 2004 through December 31, 2004. By 7-0 votes, the Committee reported Proposal No. 659, 2003 to the Council with the recommendation that it do pass and Proposal No. 660, 2003 to the Council with the recommendation that it do pass as amended.

President Borst called for public testimony at 8:32 p.m. There being no one present to testify, Councillor McWhirter moved, seconded by Councillor Nytes, for adoption. Proposal No. 659, 2003 and Proposal No. 660, 2003, as amended, were adopted on the following roll call vote; viz:

27 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Smith, Soards, Talley, Tilford
0 NAYS:
2 NOT VOTING: Dowden, Short

Proposal No. 659, 2003 was retitled FISCAL ORDINANCE NO. 172, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 172, 2003

A PROPOSAL FOR A FISCAL ORDINANCE approving temporary tax anticipation borrowing, authorizing the City of Indianapolis ("City") to make temporary loans for the use of the Consolidated City Police Force Account, the Police Pension Fund, the Consolidated City Fire Force Account, the Firemen's Pension Fund and the Park General Fund during the period January 1, 2004, through December 31, 2004, in anticipation of current taxes levied in the year 2003 and collectible in the year 2004 ("Taxes"), authorizing the issuance of tax anticipation time warrants ("Warrants") to evidence such loans; pledging and appropriating the Taxes to be received in such Funds to the payment of such Warrants, including the interest thereon; and fixing a time when this ordinance shall take effect.

WHEREAS, the Controller has represented and the City-County Council now finds:

A. that there will be insufficient funds in the Consolidated City Police Force Account to meet the current expenses payable from such Account prior to the June and December 2004 distributions of Taxes levied for such Account, and the June and December 2004 distributions of Taxes to be collected for the Consolidated City Police Force Account will collectively amount to more than Thirty Million Three Hundred Fourteen Thousand Ninety-Two Dollars (\$30,314,092) and the interest cost of making temporary loans for the Consolidated City Police Force Account;

B. that there will be insufficient funds in the Police Pension Fund to meet the current expenses for the payment of pensions and benefits to retired members and dependents of deceased members and other death benefits payable from such Fund prior to the June and December 2004 distributions of Taxes levied for such Fund, and the June and December 2004 distributions of Taxes collected for the Police Pension Fund will collectively amount to more than Five Million Eight Hundred Four Thousand Ninety-six Dollars (\$5,804,096) and the interest cost of making temporary loans for the Police Pension Fund;

C. that there will be insufficient funds in the Consolidated City Fire Force Account to meet the current expenses payable from such Account prior to the June and December 2004 distributions of Taxes levied for such Account, and the June and December 2004 distributions of Taxes to be collected for the

Consolidated City Fire Force Account will collectively amount to more than Twenty-five Million Seven Hundred Twelve Thousand Five Hundred Seventy-four Dollars (\$25,712,574) and the interest cost of making temporary loans for the Consolidated City Fire Force Account; and

D. that there will be insufficient funds in the Firemen's Pension Fund to meet the current expenses for the payment of pensions and benefits to retired members and dependents of deceased members and other death benefits payable from such Fund prior to the June and December 2004 distributions of Taxes levied for such Fund, and the June and December 2004 distributions of Taxes to be collected for the Firemen's Pension Fund will collectively amount to more than Three Million Eight Hundred Thirty-four Thousand Six Hundred Twenty-six Dollars (\$3,834,626) and the interest cost of making temporary loans for the Firemen's Pension Fund; and

E. that there will be insufficient funds in the Park General Fund to meet the current expenses payable from such Fund prior to the June and December 2004 distributions of Taxes levied for such Fund, and the June and December 2004 distributions of Taxes to be collected for the Park General Fund will collectively amount to more than Fourteen Million Three Hundred Fifty-eight Thousand Seven Hundred Four Dollars (\$14,358,704) and the interest cost of making temporary loans for the Park General Fund; and

WHEREAS, a necessity exists for the making of temporary loans for these Funds and Accounts in anticipation of Taxes for these Funds and Accounts actually levied for the year 2003 and in the course of collection for the year 2004; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City is authorized to borrow on temporary loans for the use and benefit of the Consolidated City Police Force Account of the City in the maximum principal amount of Thirty Million Three Hundred Fourteen Thousand Ninety-two Dollars (\$30,314,092) in anticipation of Taxes for the Account for the year 2004, which loans shall be evidenced by Warrants. The Warrants, including interest, shall be payable from the Consolidated City Police Force Account and there is hereby appropriated and pledged to the payment of these Warrants, including interest, a sufficient amount of the Taxes to be received in the Consolidated City Police Force Account from the June and December 2004 distributions of Taxes for the Consolidated City Police Force Account, to the Consolidated City Police Force Account, the 2004 Budget Payments of Loans (hereby created) for the payment of the principal of the Warrants evidencing such temporary loan, and the Consolidated City Police Force Account, 2004 Budget Fund No. 160, Character 03, Other Services and Charges, Interest (Temporary Loans) and the amount of interest on such principal computed from the date or dates of the Warrants to their dates of maturity.

SECTION 2. The City is authorized to borrow on temporary loans for the use and benefit of the Police Pension Fund of the City in the maximum principal amount of amount of Five Million Eight Hundred Four Thousand Ninety-six Dollars (\$5,804,096) in anticipation of Taxes for the Fund for the year 2004, which loans shall be evidenced by Warrants. The Warrants, including interest, shall be payable from the Police Pension Fund and there is hereby appropriated and pledged to the payment of these Warrants, including interest, a sufficient amount of the Taxes to be received in the Police Pension Fund from the June and December 2004 distributions of Taxes for the Police Pension Fund, to the Police Pension Fund, the 2004 Budget Payments of Loans (hereby created) for the payment of the principal of the Warrants evidencing such temporary loans, and the Police Fund, 2004 Budget Fund No. 810, Character 03, Other Services and Charges, Interest (Temporary Loans) and the amount of interest on the principal computed from the date or dates of the Warrants to their dates of maturity.

SECTION 3. The City is authorized to borrow on temporary loans for the use and benefit of the Consolidated City Fire Force Account of the City in the maximum principal amount of Twenty-five Million Seven Hundred Twelve Thousand Five Hundred Seventy-four Dollars (\$25,712,574) in anticipation of Taxes for the Account for the year 2004, which loans shall be evidenced by Warrants. The Warrants, including interest, shall be payable from the Consolidated City Fire Force Account and there is hereby appropriated and pledged to the payment of these Warrants, including interest, a sufficient amount of the Taxes to be received in the Consolidated City Fire Force Account from the June and December 2004 distributions of Taxes for the Consolidated City Fire Force Account to the payment of the principal of the Consolidated City Fire Force Account, the 2004 Budget Payments of Temporary Loans (hereby created) for the payment of the principal of the Warrants evidencing such temporary loan, and to the 2004 Budget Fund No. 161, Character 03, Other Services and Charges, Interest (Temporary Loans) and the amount of interest on the principal computed from the date or dates of the Warrants to their dates of maturity.

SECTION 4. The City is authorized to borrow on temporary loans for the use and benefit of the Firemen's Pension Fund of the City in the maximum principal amount of Three Million Eight Hundred Thirty-four Thousand Six Hundred Twenty-Six Dollars (\$3,834,626) in anticipation of Taxes for the Fund for the year 2004, which loans shall be evidenced by Warrants. The Warrants, including interest, shall be payable from the Firemen's Pension Fund, and there is hereby appropriated and pledged to the payment of these Warrants, including interest, a sufficient amount of the Taxes to be received in the Firemen's Pension Fund from the June and December 2004 distributions of Taxes for the Firemen's Pension Fund to the Firemen's Pension Fund, the 2004 Budget Payments of Temporary Loans (hereby created) for the payment of the principal of the Firemen's Pension Fund 2004 Budget Fund No. 811, Character 03, Other Services and Charges, Interest (Temporary Loans) and the amount of interest on the principal computed from the date or dates of the Warrants to their dates of maturity.

SECTION 5. The City is authorized to borrow on temporary loans for the use and benefit of the Park General Fund of the City in the maximum principal amount of Fourteen Million Three Hundred Fifty-eight Thousand Seven Hundred Four Dollars (\$14,358,704) in anticipation of Taxes for the Fund for the year 2004, which loans shall be evidenced by Warrants. The Warrants, including interest, shall be payable from the Park General Fund, and there is hereby appropriated and pledged to the payment of these Warrants, including interest, a sufficient amount of the Taxes to be received in the Park General Fund from the June and December 2004 distributions of Taxes for the Park General Fund to the Park General Fund, the 2004 Budget Payments of Temporary Loans (hereby created) for the payment of the principal of the Park General Fund 2004 Budget Fund No. 17, Character 03, Other Services and Charges, Interest (Temporary Loans) and the amount of interest on the principal computed from the date or dates of the Warrants to their dates of maturity.

SECTION 6. (a) All Warrants issued pursuant to this ordinance shall bear interest at the rate or rates, not to exceed a maximum rate of eight percent per annum, to be determined as provided in Section 7. The Warrants for each Fund or Account may be issued in one series, designated Series 2004 Warrants ("Series 2004 Warrants") or in two series, designated Series 2004A and Series 2004B ("Series A Warrants" and "Series B Warrants", respectively). The Series 2004 Warrants for each Fund or Account may be issued in an amount not to exceed the respective amounts set forth herein with interest thereon. The Series A Warrants for each Fund or Account may be issued in an amount not to exceed the amount of the distribution of Taxes scheduled for June 2004 for that Fund or Account. The Series B Warrants for each Fund or Account may be issued in amount not to exceed the amount of the December 2004 distribution of Taxes for that Fund or Account. All Series A Warrants shall mature and be payable not later than June 30, 2004. All Series B Warrants and Series 2004 Warrants shall mature and be payable not later than December 31, 2004. The Warrants shall be dated as of the date or dates of actual delivery of the respective Warrants.

(b) The interest rate on the Warrants will be determined as provided in Section 7. The Warrants are not subject to redemption prior to their respective maturity dates if sold at public sale and may be redeemed as set forth in the purchase agreement with The Indianapolis Local Public Improvement Bond Bank ("Bond Bank") if sold to it.

SECTION 7. (a) The Controller may sell the Warrants in one or more Series as set forth in Section 6 pursuant to either subsection (b) or (c) of this section. The Controller is hereby authorized and directed to have the Warrants prepared, and the Mayor, Controller and Clerk are hereby authorized and directed to execute and attest the Warrants in the manner substantially set out in the form provided below.

(b) The Controller may sell any or all the Warrants to the Bond Bank pursuant to IC 5-1.4 on such terms and conditions as are consistent with this ordinance and mutually agreed to between the Controller and the Bond Bank. In the event of a sale of such Warrants to the Bond Bank, the Mayor, Controller and Clerk are authorized to execute a purchase agreement with the Bond Bank in an acceptable form and to do such other actions and execute such documents as may be required by the Bond Bank as a condition to the purchase of such Warrants.

(c) The Controller may sell any or all the Warrants at public sale. Prior to the sale of the Warrants at public sale, the Controller shall cause a notice of sale to be published twice, with the first publication at least fifteen days before the date of sale and the second publication at least three days before the sale date, in two newspapers of general circulation, printed in the English language and published in the City, as provided by IC 5-3-1. All bids at public sale for the Warrants shall be sealed and shall be presented to the Controller at his office, and all bids shall name the rate or rates of interest for the Warrants or portion thereof. If sold at public sale, the Warrants, or portion thereof bid for, shall be awarded to the bidder or bidders offering the lowest net interest cost to the City determined by computing the total interest on all Warrants and deducting any premium. Any premium shall be used solely for the repayment of the principal of and interest on the Warrants. No bid at public sale for less than par shall be considered, and the Controller shall have the right to reject any and all bids at public sale. The proper officers of the City

are authorized to deliver the time Warrants to the purchaser or purchasers of the Warrants at public sale in one or more series in exchange for the agreed purchase price in immediately available funds. The Warrants may be delivered in one or more Series at one time or in parcels from time to time, pursuant to any agreements or understandings with respect to such delivery by and between the Controller and the purchaser of the Warrants at public sale.

SECTION 8. The Warrants shall be issued in substantially the following form (all blanks, including the appropriate amounts, date, statutory citations, and other data, to be properly completed prior to the execution and delivery thereof):

No. _____

Principal \$ _____

CITY OF INDIANAPOLIS
TAX ANTICIPATION TIME WARRANT, SERIES 2004
(_____[FUND] [ACCOUNT])

On the _____ day of _____, 2004, the City of Indianapolis ("City") in Marion County, Indiana promises to pay to [bearer] [The Indianapolis Local Public Improvement Bond Bank], at the office of the Marion County Treasurer, ex officio Treasurer of the City, the sum of _____ Dollars (\$_____), or so much of the principal amount of this Warrant (set forth below) as shall have been advanced as shown in Exhibit A plus interest at the rate of _____% per annum on the amount advanced for the period of the advance, except that any advance in excess of the Maximum Cumulative Monthly Advance as shown on Exhibit B shall bear as a rate of _____% per annum. This Warrant shall be payable solely out of and from ad valorem property taxes levied in the year of 2003, and payable in the [first installment] [second installment] for the year 2004 ("Taxes"), which Taxes are now in course of collection for the _____ of the City, with which to pay general, current, operating expenses.

This Warrant is in the principal amount of \$ _____ evidencing a temporary loan in anticipation of the Taxes for the _____.

The temporary loan was authorized by an ordinance duly adopted by the City-County Council at a meeting thereof duly and legally convened and held on the _____ day of _____, 2003, for the purpose of providing funds for the _____ of the City, in compliance with IC 36-3-4-22.

The consideration for this Warrant is a loan made to the City in anticipation of Taxes levied for the _____ of the City for the year of 2003, payable in the [first installment] [second installment] for the year 2004, and the Taxes so levied are hereby specifically appropriated and pledged to the payment of this Tax Anticipation Time Warrant.

It is hereby certified and recited that all acts, conditions, and things required to be done precedent to the authorization, preparation, complete execution and delivery of the warrants have been done and performed as provided by law.

IN WITNESS WHEREOF, the City of Indianapolis has caused the warrant to be signed in its corporate name by the manual or facsimile signature of the Mayor, and countersigned by the Controller of the City of Indianapolis, the corporate seal of the City to be hereunto affixed, and attested by the Clerk of the City of Indianapolis.

Dated this _____ day of _____, 2004.

CITY OF INDIANAPOLIS

By: _____
Mayor, City of Indianapolis

COUNTERSIGNED:

By: _____
Controller, City of Indianapolis

ATTEST:

By: _____
Clerk, City of Indianapolis

EXHIBIT A
(Advances)

[End of Warrant Form]

SECTION 9. The Warrants shall be executed in the name of the City by the manual or facsimile signature of the Mayor of the City, countersigned by the Controller of the City, the corporate seal of the City to be affixed thereto and attested by the Clerk of the City. The Warrants shall be payable at the office of the Marion County Treasurer, the ex officio City Treasurer, or the paying agent of the City. The Controller may pay costs of issuance of the Warrants from the proceeds thereof.

SECTION 10. In order to preserve the exclusion of interest on the Warrants from gross income for federal tax purposes under Section 103 of the Internal Revenue Code of 1986, as amended and in existence on the date of issuance of the Warrants ("Code"), and as an inducement to purchasers of the Warrants, the City represents, covenants and agrees that:

(a) No person or entity other than the City or another state or local governmental unit will use proceeds of the Warrants other than as a member of the general public. Warrant proceeds shall be used exclusively for the purposes of the respective Funds or Accounts.

(b) No portion of the payment of the principal of or interest on the Warrants will (under the terms of the Warrant, this ordinance or any underlying arrangement), directly or indirectly, be (i) secured by an interest in property used or to be used for a private business use or payments in respect of such property or (ii) derived from payments in respect of such property or borrowed money used or to be used for a private business use.

(c) No Warrant proceeds will be loaned to any person or entity other than another state or local governmental unit. No Warrant proceeds will be transferred, directly or indirectly, or deemed transferred to a nongovernmental person in any manner that would in substance constitute a loan of the Warrant proceeds.

(d) The City will not take any action nor fail to take any action with respect to the Warrants that would result in the loss of the exclusion from gross income for federal tax purposes on the Warrants pursuant to Section 103 of the Code, nor will the City act in any other manner which would adversely affect such exclusion.

(e) The City represents that it intends to qualify for the exception to the rebate requirement of Section 148(f) of the Code set forth in Section 148(f)(4)(B) of the Code. However, if the City does not qualify for such exception with regard to any of the Warrants, the City will comply with the rebate requirement of Section 148(f) of the Code to the extent necessary to preserve the exclusion from gross income of interest on the Warrants and the Bond Bank obligations issued to purchase the Warrants for federal tax purposes.

(f) It shall not be an event of default under this ordinance, including without limitation subsections (a) through (e) of this Section, if the interest on any Warrants is not excludable from gross income for federal tax purposes or otherwise pursuant to any provision of the Code which is not currently in effect and in existence on the date of issuance of the Warrants.

SECTION 11. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 660, 2003, as amended, was retitled FISCAL ORDINANCE NO. 173, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 173, 2003

A PROPOSAL FOR A FISCAL ORDINANCE approving temporary tax anticipation borrowing, authorizing Marion County, Indiana ("County") to make temporary loans for the use of the County General Fund and the County Family and Children's Fund ("Funds") during the period from January 1, 2004, through December 31, 2004, in anticipation of current taxes levied in the year 2003 and collectible in the year 2004 ("Taxes"), authorizing the issuance of tax anticipation time warrants ("Warrants") to evidence such loans; pledging and appropriating the Taxes to be received in the Funds to the payment of such Warrants, including the interest thereon; and fixing a time when this ordinance shall take effect.

WHEREAS, the Auditor of the County has filed with the Mayor of the City of Indianapolis ("City") an estimate and statement showing the amount of money needed to pay current expenses from the County General Fund and the County Family and Children's Fund pending the receipt of Taxes actually levied in 2003 and in the process of collection in 2004, and the Mayor did make and enter of record a finding and the Auditor and the Mayor have requested the City-County Council of Indianapolis and of Marion County ("City-County Council") to authorize temporary borrowing to procure funds necessary for use by the Funds to pay the incidental expenses necessary to be incurred in connection with the issuance and sale of the Warrants;

WHEREAS, the City-County Council now finds that the request should be granted and:

A. that there will be insufficient funds in the County General Fund to meet the current expenses payable from the County General Fund prior to the distributions of Taxes levied for such Fund, and the distributions of Taxes to be collected for the County General Fund will collectively amount to more than Ninety Million Dollars (\$90,000,000) and the interest cost of making temporary loans for the County General Fund; and

B. that there will be insufficient funds in the County Family and Children's Fund to meet the current expenses payable from such Fund prior to the distributions of Taxes levied for such Fund, and the distributions of Taxes to be collected for the County Family and Children's Fund will collectively amount to more than Forty Million Dollars (\$40,000,000) and the interest cost of making temporary loans for the County Family and Children's Fund; and

WHEREAS, a necessity exists for the making of temporary loans for these Funds in anticipation of Taxes for these Funds actually levied for the year 2003 and in the course of collection for the year 2004; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Auditor of the County and the Mayor of the City are authorized to borrow in the name of the County on temporary loans for the use and benefit of the County General Fund of the County in the maximum principal amount of Ninety Million Dollars (\$90,000,000) in anticipation of Taxes for the Fund for the year 2004, which loans shall be evidenced by Warrants. The Warrants, including interest, shall be payable from the County General Fund and there is hereby appropriated and pledged to the payment of these Warrants, including interest, a sufficient amount of the Taxes to be received in the County General Fund from the June and December 2004 distributions of Taxes for the County General Fund, for the payment of the principal of the Warrants evidencing such temporary loan and the amount of interest on such principal computed from the date or dates of the Warrants to their dates of maturity.

SECTION 2. The Auditor of the County and the Mayor of the City are authorized to borrow on temporary loans for the use and benefit of the County Family and Children's Fund of the County in the maximum principal amount of Forty Million Dollars (\$40,000,000) in anticipation of Taxes for the Fund for the year 2004, which loans shall be evidenced by Warrants. The Warrants, including interest, shall be payable from the County Family and Children's Fund and there is hereby appropriated and pledged to the payment of these Warrants, including interest, a sufficient amount of the Taxes to be received in the County Family and Children's Fund from the June and December 2004 distributions of Taxes for the County Family and Children's Fund, to the County Family and Children's Fund for the payment of the principal of the Warrants evidencing such temporary loans and the amount of interest on the principal computed from the date or dates of the Warrants to their dates of maturity.

SECTION 3. (a) All Warrants issued pursuant to this ordinance shall bear interest at the rate or rates, not to exceed a maximum rate of eight percent per annum, to be determined as provided in Section 4 and subsection (b). The Warrants for each Fund may be issued in one series, designated Series 2004 Warrants ("Series 2004 Warrants") or in two series, designated Series 2004A and Series 2004B ("Series A Warrants" and "Series B Warrants", respectively). The Series 2004 Warrants for each Fund may be issued in an amount not to exceed the respective amounts set forth herein with interest thereon. The Series A Warrants for each Fund may be issued in an amount not to exceed the amount of the distribution of Taxes scheduled for June 2004 for that Fund. The Series B Warrants for each Fund may be issued in an amount not to exceed the amount of the December 2004 distribution of Taxes for that Fund. All Series A Warrants shall mature and be payable not later than on June 30, 2004. All Series B Warrants and Series 2004 Warrants shall mature and be payable not later than December 31, 2004. The Warrants shall be dated as of the date or dates of actual delivery of the respective Warrants.

(b) The interest rate on the Warrants will be determined as provided in Section 4. The Warrants are not subject to redemption prior to their respective maturity dates if sold at public sale and may be

redeemed as set forth in the purchase agreement with either the Indiana Bond Bank or The Indianapolis Local Public Improvement Bond Bank ("Local Bond Bank") if sold to it.

SECTION 4. (a) The Auditor may sell the Warrants in one or more series as set forth in Section 3 pursuant to either subsection (b) or (c) of this section. The Auditor is hereby authorized and directed to have the Warrants prepared, and The Board of Commissioners of the County ("Commissioners"), Mayor and Auditor are hereby authorized and directed to execute and attest the Warrants in the manner substantially set out in the form provided below.

(b) The Auditor may sell any or all the Warrants to either the Indiana Bond Bank pursuant to IC 5-1.5 or the Local Bond Bank pursuant to IC 5-1.4 on such terms and conditions as are consistent with this ordinance and mutually agreed to between the Auditor and either the Indiana Bond Bank or the Local Bond Bank. In the event of a sale of such Warrants to either the Indiana Bond Bank or the Local Bond Bank, the Commissioners, the Mayor and Auditor are authorized to execute a purchase agreement with the appropriate Bond Bank in an acceptable form and to do such other actions and execute such documents as may be required by the appropriate Bond Bank as a condition to the purchase of such Warrants.

(c) The Auditor may sell any or all the Warrants at public sale. Prior to the sale of the Warrants at public sale, the Auditor shall cause a notice of sale to be published twice, with the first publication at least fifteen days before the date of sale and the second publication at least three days before the sale date, in two newspapers of general circulation, printed in the English language and published in the County, as provided by IC 5-3-1. All bids at public sale for the Warrants shall be sealed and shall be presented to the Auditor at his office, and all bids shall name the rate or rates of interest for the Warrants or portion thereof. If sold at public sale, the Warrants, or portion thereof bid for, shall be awarded to the bidder or bidders offering the lowest net interest cost to the County determined by computing the total interest on all Warrants and deducting any premium. Any premium shall be used solely for the repayment of the principal of and interest on the Warrants. No bid at public sale for less than par shall be considered, and the Auditor shall have the right to reject any and all bids at public sale. The proper officers of the County are authorized to deliver the time Warrants to the purchaser or purchasers of the Warrants at public sale in one or more series in exchange for the agreed purchase price in immediately available funds. The Warrants may be delivered in one or more series at one time or in parcels from time to time, pursuant to any agreements or understandings with respect to such delivery by and between the Auditor and the purchaser of the Warrants at public sale.

(d) The Warrants shall be issued in substantially the following form (all blanks, including the appropriate amounts, date, statutory citations, and other data, to be properly completed prior to the execution and delivery thereof):

No. _____ Principal \$ _____

MARION COUNTY
TAX ANTICIPATION TIME WARRANT, SERIES 2004 _____
(_____ FUND)

On the _____ day of _____, 2004, the Board of Commissioners of Marion County, Indiana ("County") promises to pay to [bearer] [The Indiana Bond Bank or The Indianapolis Local Public Improvement Bond Bank], at the office of the Marion County Treasurer the sum of _____ Dollars (\$ _____), or so much of the principal amount of this Warrant (set forth below) as shall have been advanced as shown in Exhibit A plus interest at the rate of _____ % per annum on the amount advanced for the period of the advance, except that any advance in excess of the Maximum Cumulative Monthly Advance as shown on Exhibit B shall bear interest at the rate of _____ % per annum. This Warrant shall be payable solely out of and from ad valorem property taxes levied in the year 2003, and payable from the [first installment] [second installment] for the year 2004 ("Taxes"), which Taxes are now in course of collection for the County _____ Fund, with which to pay general, current, operating expenses.

This Warrant is in the principal amount of _____ Dollars (\$ _____), evidencing a temporary loan in anticipation of the Taxes for the County _____ Fund.

The temporary loan was authorized by an ordinance duly adopted by the City-County Council at a meeting thereof duly and legally convened and held on the _____ day of _____, 2003, for the purpose of providing funds for the County _____ Fund, in compliance with IC 36-2-6.

The consideration for this Warrant is a loan made to the County in anticipation of Taxes levied for the County _____ Fund for the year of 2003, payable in the [first installment] [second installment] for the year 2004, and the Taxes so levied are hereby specifically appropriated and pledged to the payment of this Tax Anticipation Time Warrant.

It is hereby certified and recited that all acts, conditions, and things required to be done precedent to the authorization, preparation, complete execution and delivery of the warrants have been done and performed as provided by law.

IN WITNESS WHEREOF, The Board of Commissioners of Marion County, Indiana has caused the warrant to be signed in the corporate name of the County by the manual or facsimile signatures of the Commissioners, countersigned by the Mayor and attested by the Auditor and the corporate seal of The Board of Commissioners to be hereunto affixed.

Dated this _____ day of _____, 2004.

THE BOARD OF COMMISSIONERS OF
MARION COUNTY, INDIANA

By: _____
Commissioner

By: _____
Commissioner

By: _____
Commissioner

COUNTERSIGNED:

By: _____
Mayor, City of Indianapolis

ATTEST:

By: _____
Auditor, Marion County

EXHIBIT A
(Advances)
[End of Warrant Form]

SECTION 6. The Warrants shall be executed in the name of the County by the manual or facsimile signatures of the Commissioners, countersigned by the Mayor of the City, the corporate seal of the County to be affixed thereto and attested by the Auditor of the County. The Warrants shall be payable at the office of the Marion County Treasurer, or the paying agent of the City. The Auditor may pay costs of issuance of the Warrants from the proceeds thereof.

SECTION 7. In order to preserve the exclusion of interest on the Warrants from gross income for federal tax purposes under Section 103 of the Internal Revenue Code of 1986, as amended and in existence on the date of issuance of the Warrants ("Code"), and as an inducement to purchasers of the Warrants, the County represents, covenants and agrees that:

(a) No person or entity other than the County or another state or local governmental unit will use proceeds of the Warrants other than as a member of the general public. Warrant proceeds shall be used exclusively for the purposes of the respective Funds.

(b) No portion of the principal of or interest on the Warrant proceeds will (under the terms of the Warrant, this ordinance or any underlying arrangement), directly or indirectly, be (i) secured by an interest property used or to be used for a private business use or payments in respect of such property or (ii) derived from payments in respect of such property or borrowed money used or to be used for a private business use.

(c) No Warrant proceeds will be loaned to any person or entity other than another state or local governmental unit. No Warrant proceeds will be transferred, directly or indirectly, or deemed transferred to a nongovernmental person in any manner that would in substance constitute a loan of the Warrant proceeds.

(d) The County will not take any action nor fail to take any action with respect to the Warrants that would result in the loss of the exclusion from gross income for federal tax purposes on the Warrants pursuant to Section 103 of the Code, nor will the County act in any other manner which would adversely affect such exclusion.

(e) The County represents that it intends to qualify for the exception to the rebate requirement of Section 148(f) of the Code set forth in Section 148(f)(4)(B) of the Code. However, if the County does not qualify for such exception with regard to any of the Warrants, the County will comply with the rebate requirement of Section 148(f) of the Code to the extent necessary to preserve the exclusion from gross income of interest on the Warrants and the Bond Bank obligations issued to purchase the Warrants for federal tax purposes.

(f) It shall not be an event of default under this ordinance, including without limitation subsections (a) through (e) of this Section, if the interest on any Warrants is not excludable from gross income for federal tax purposes or otherwise pursuant to any provision of the Code which is not currently in effect and in existence on the date of issuance of the Warrants.

SECTION 8. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 665, 2003. Councillor Cockrum reported that the Parks and Recreation Committee heard Proposal No. 665, 2003 on November 20, 2003. The proposal, sponsored by Councillors Cockrum and Douglas, approves an increase of \$47,500 in the 2003 Budget of the Department of Parks and Recreation (Park General Fund) to pay for overtime costs incurred cleaning up after unexpected floods and windstorms this year, financed by fund balances. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

President Borst called for public testimony at 8:33 p.m. There being no one present to testify, Councillor Cockrum moved, seconded by Councillor Douglas, for adoption. Proposal No. 665, 2003 was adopted on the following roll call vote; viz:

27 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Frick, Gibson, Gray, Horseman, Knox, Langsford, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford
0 NAYS:
2 NOT VOTING: Dowden, Massie

Proposal No. 665, 2003 was retitled FISCAL ORDINANCE NO. 174, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 174, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 99, 2002) appropriating an additional Forty-seven Thousand Five Hundred Dollars (\$47,500) in the Park General Fund for purposes of the Department of Parks and Recreation and reducing the unappropriated and unencumbered balance in the Park General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(l) of the City-County Annual Budget for 2003 be, and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Parks and Recreation to pay for overtime costs incurred cleaning up after unexpected floods and windstorms this year, financed by fund balance.

SECTION 2. The sum of Forty-seven Thousand Five Hundred Dollars (\$47,500) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>DEPARTMENT OF PARKS AND RECREATION</u>	<u>PARK GENERAL FUND</u>
1. Personal Services	<u>47,500</u>
TOTAL INCREASE	47,500

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>PARK GENERAL FUND</u>
Unappropriated and Unencumbered	
Park General Fund	<u>47,500</u>
TOTAL REDUCTION	47,500

SECTION 5. The projected December 31, 2003, fund balance for the Park General Fund is as follows:

Cash balance as of June 30, 2003	12,010,067
Estimated revenues June through December, 2003	<u>14,987,992</u>
Projected funds available	26,998,059
2003 remaining appropriations, including all encumbrances	24,950,488
Proposed additional appropriation (Proposal No. 665, 2003)	<u>47,500</u>
Total Requirements	24,997,988
Projected fund balance December 31, 2003	2,000,071

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - FINAL ADOPTION

Councillor McWhirter reported that the Administration and Finance Committee heard Proposal Nos. 609, 663, and 664, 2003 on November 25, 2003. She asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 609, 2003. The proposal, sponsored by Councillors Moriarty Adams, Talley, and Dowden, determines the need to lease office space at 148 East Market Street for use by the Department of Public Safety's citizens police complaint office and weights and measures division. PROPOSAL NO. 663, 2003. The proposal, sponsored by Councillors Nytes, Talley, Sanders, and McWhirter, allows the City to pick up additional employee contributions to PERF through a payroll deduction, and to treat such amounts as pre-tax "pick-up" contributions. PROPOSAL NO. 664, 2003. The proposal, sponsored by Councillors McWhirter, Talley, and Langsford, authorizes the County to pay the employee's contribution to the pension plan for merit officers of the Marion County Sheriff's Department during the period of military leave. By a 7-0 vote, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor McWhirter moved, seconded by Councillor Nytes, for adoption. Proposal Nos. 609, 663, and 664, 2003 were adopted on the following roll call vote; viz:

28 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford
0 NAYS:
1 NOT VOTING: Gray

Proposal No. 609, 2003 was retitled SPECIAL RESOLUTION NO. 103, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 103, 2003

PROPOSAL FOR A SPECIAL RESOLUTION determining the need to lease approximately 2,460 square feet of office space at 148 East Market Street, Indianapolis, Indiana, for use as office space by the Department of Public Safety's citizens police complaint office and weights and measures division.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council, pursuant to IC 36-1-10-7, has investigated the conditions requiring the subject lease and hereby determines that the lease of office space for use by the Department of Public Safety's citizens police complaint office and weights and measures division, is needed.

SECTION 2. The property to be leased is located at 148 East Market Street, Indianapolis, Indiana. Such property is owned by Pierpont Associates, LLC, the members of which are Albert M. Donato, Jr., GSA Investment Co., Carl E. Brehob, R. Dale Lentz, DDS, and Robert P. Schaler.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 663, 2003 was retitled SPECIAL RESOLUTION NO. 104, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 104, 2003

PROPOSAL FOR A SPECIAL RESOLUTION for employer participation in the pick-up of additional employee contributions.

WHEREAS, Indiana Code 5-10.2-3-2 authorizes Employers, pursuant to Section 414(h)(2) of the Internal Revenue Code, to pick-up and pay employee contributions to an employee's annuity savings account which are made in addition to the mandatory employee contribution (hereinafter "additional employee contributions"), in accordance with rules adopted by the Indiana Public Employees' Retirement Fund (hereinafter "Fund"); and

WHEREAS, the Fund has adopted a rule governing the pick-up of additional employee contributions by Employers at 35 IAC 11 ("Elective Payroll Deductions for Additional Contributions") (hereinafter "Pick-Up Regulation"); and

WHEREAS, Indiana Code 5-10.2-3-2 authorizes participating Employers to withhold the additional employee contributions from an employee's wages for contribution to the member's annuity savings account, and to treat the withheld amounts as pre-tax "pick-up" contributions under Section 414(h)(2) of the Internal Revenue Code when such treatment is irrevocably elected by the employee; and

WHEREAS, eligible employees of the City of Indianapolis, Indiana participate in the Indiana Public Employees' Retirement Fund; and

WHEREAS, it is the desire of the City of Indianapolis, Indiana to pick-up all of the additional employee contributions made by participating employees who are paid from funds controlled by the City Controller and are members of the Indiana Public Employees' Retirement Fund; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. That effective as of January 1, 2004, the City of Indianapolis, Indiana desires to pick-up all of the additional employee contributions made by its employees paid from funds under control of the City Controller through a binding irrevocable payroll deduction authorization. No additional employee contributions prior to such date shall be picked-up.

SECTION 2. That said additional employee contributions for state law purposes, and withheld from pay under the terms of the Pick-Up Regulation and IC 5-10.2-3-2, are being paid by the City of Indianapolis, Indiana in lieu of said contributions by the employee.

SECTION 3. That the City of Indianapolis, Indiana shall comply with all of the terms and provisions of the Pick-Up Regulation and applicable provisions of the Internal Revenue Code.

SECTION 4. This resolution shall be in effect from and after its passage by the Council and compliance with Indiana Code § 36-3-4-14.

Proposal No. 664, 2003 was retitled GENERAL ORDINANCE NO. 113, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 113, 2003

A GENERAL ORDINANCE amending Section 291-210 of the "Revised Code of the Consolidated City and County," to compensate certain National Guard and Reserve city and county employees who are called up for active military duty.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Sec. 291-210 of the Revised Code of the Consolidated City and County be, and is hereby, amended by deleting the language stricken through and inserting the underlined text to read as follows:

Sec. 291-210. Military leave.

(a) *In General.* Military leave shall be granted in accordance with appropriate state and federal law. In accordance with state law, a maximum of fifteen (15) eight-hour working days of paid military leave shall be granted. If an employee exceeds fifteen (15) days of military leave, then he/she may elect to go on leave without pay or to exhaust appropriate paid leave.

(b) *Special benefits for certain extended active duty.* As a demonstration of the gratitude of the people of Indianapolis and Marion County for city and county public employees whose lives are disrupted and who might suffer financial and personal hardships by answering the call to bear arms for military duty to defend America's freedom and way of life during state or national emergencies, the following supplemental military leave fringe benefits shall be provided to eligible employees whose active duty extends beyond the fifteen (15) days leave provided under subsection (a):

- (1) For purposes of this subsection (b), "eligible employee" means any employee of the City of Indianapolis or of Marion County, including merit officers of the Marion County Sheriff's Department, the Indianapolis Police Department and the Indianapolis Fire Department, that serve in the National Guard or any reserve component of the armed forces of the United States and who by order of the Governor of Indiana or the President of the United States are placed on full-time active duty for more than thirty (30) days.
- (2) If an eligible employee's active duty base on a weekly basis is less than the normal work-week salary or wages earned by the eligible employee at the time of activation, such eligible employee shall receive a weekly payment as a fringe benefit equal to that difference, paid on the same schedule as if the employee were not on military leave.
- (3) If an eligible employee was a participant in a health benefit program provided by the City or County that covered dependants of the eligible employee, the city or county shall pay the employee/employer contribution for such dependant coverage during such military leave.
- (4) The employer contribution to PERF for an eligible employee shall be continued during the period of military leave.
- (5) For each eligible employee who is a merit officer of the Marion County Sheriff's Department, the employer shall pay the employee's contribution to the pension plan during the period of military leave.
- (~~5~~6) An eligible employee who serves more than thirty (30) days and less than one hundred eighty (180) days on continuous active duty shall be granted an additional week of paid vacation leave; and an eligible employee who serves one hundred eighty (180) or more days of continuous active duty shall be granted an additional two weeks of paid vacation leave, in accordance with the department's current policies and procedures.

(67) The benefits provided under this subsection shall be administered as follows:

- (i) Eligible employees who wish to apply for these benefits shall notify the City Controller or County Auditor, or their respective designees, of their activation as soon as possible after activation of their intent to claim such benefits providing documentation and verification of their orders to full-time active duty.
- (ii) The benefits provided under this subsection shall be paid from the personal services appropriations of the respective agency who employed the eligible employee; and the Council will entertain transfers or additional appropriation requests from any agency whose budget is inadequate to cover such benefits.

(78) This subsection shall be retroactive to January 1, 2003, for employees hired prior to that date.

SECTION 2. The Council urges all citizens and employers in Indianapolis to do whatever is possible to help make special adjustment efforts to demonstrate appreciation to those citizen-soldiers who respond to their military commitment during extraordinary times.

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 617, 2003. Councillor Bradford reported that the Community Affairs Committee heard Proposal No. 617, 2003 on December 8, 2003. The proposal, sponsored by Councillor Bradford, approves a transfer of \$7,529 in the 2003 Budgets of the County Auditor and the Cooperative Extension Service (County Grants Fund) to provide for a salary shortfall and an increase in fringe benefit allowance. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Bradford moved, seconded by Councillor Black, for adoption. Proposal No. 617, 2003 was adopted on the following roll call vote; viz:

28 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford
0 NAYS:

1 NOT VOTING: Gray

Proposal No. 617, 2003 was retitled FISCAL ORDINANCE NO. 175, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 175, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 96, 2002) transferring and appropriating an additional Seven Thousand Five Hundred Twenty-nine Dollars (\$7,529) in the County Grants Fund for purposes of the Cooperative Extension Service and the County Auditor and reducing certain other appropriations from that agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section I(m) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of Cooperative Extension Service and the County Auditor to cover salary shortfall and increase the fringe benefit allowance.

SECTION 2. The sum of Seven Thousand Five Hundred Twenty-nine Dollars (\$7,529) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>COUNTY GRANTS FUND</u>
1. Personal Services-fringes	4,356
<u>COOPERATIVE EXTENSION SERVICE</u>	
1. Personal Services	3,173
TOTAL INCREASE	7,529

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>COOPERATIVE EXTENSION SERVICE</u>	<u>COUNTY GRANTS FUND</u>
2. Supplies	1,307
3. Other Services and Charges	6,222
TOTAL DECREASE	7,529

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 662, 2003. Councillor McWhirter reported that the Administration and Finance Committee heard Proposal No. 662, 2003 on November 25 and December 8, 2003. The proposal, sponsored by Councillor Dowden, transfers the powers and duties of the Enhanced Access Board to the Information Technology Board and abolishes the Enhanced Access Board. By a 4-3 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Nytes said that she presented an amendment in Committee which failed, but that she feels even more strongly about it now. She said that she has no problem in combining the boards for more efficiency, but that she is discouraged that the Council's role in determining who serves is lessened. She said that her amendment would give the Council the opportunity to appoint the County constitutional officers that will serve on this board. She said she believes this was a midnight ordinance added to the docket to rush through before a changeover in members. She made the following motion:

Mr. President:

I move to amend Proposal No. 662, 2003, to substitute a new Sec. 281-211 for that which appears in Section 1 of the proposal, to read as follows:

Sec. 281-211. Board created; members; compensation.

(a) To ensure enterprise-wide connectivity, compatibility and integration of information technology and the cost effective provision of quality information systems and services, including telecommunications, there is hereby created the county information technology board, which shall consist of the following persons, who shall be appointed for the following terms:

- (1) Two (2) city officers appointed by the mayor of the city to serve at the pleasure of the mayor. One (1) such person shall be a representative for public safety agencies, and the other shall be a representative for public service agencies;
- (2) ~~Two (2)~~ Three (3) of four (4) county constitutional officeholders, limited to the auditor, and the clerk, ~~the sheriff or~~ and the treasurer of the county, to be appointed by and serve at the pleasure of the council;
- (3) One (1) representative appointed by the presiding judges of the county superior court, representing the judicial branch of local government;
- (4) Two (2) persons, with senior management experience which includes holding or having held line authority over the manager of the data processing area of an organization located in Marion County, that utilizes a large data processing installation comparable to the city-county installation, and that is not in the business of selling data processing

equipment or services. One (1) such person shall be appointed by the council and the other by the mayor. The terms of such appointments shall be staggered by the initial appointment of the mayor's appointment to a three-year term and the council's appointment to a two-year term; thereafter each to serve for two-year terms but at the pleasure of the respective appointing authority; and

- (5) One (1) township assessor appointed by the majority vote of the nine (9) township assessors of Marion County; ~~and~~.

- ~~(6) The chief information officer.~~

(b) Board members shall serve in person and not by proxy, and without compensation, except that personal expenses incurred through service to the board, travel, lodging and fees may be reimbursed to the board member upon authorization of the board.

Councillor Talley seconded the motion.

Councillor Dowden urged his colleagues to vote against the amendment. He said that the amendment was already defeated in Committee and the board itself asked that the County Treasurer be added to the board and serve as the chair of the review committee.

Councillor Talley said that Councillor Dowden is not speaking to the amendment, and the amendment does not deny the County Treasurer the opportunity to serve, it simply gives the Council the opportunity to decide which County official best fits to serve.

Councillor Gibson said that he supports the amendment because he believes it is important that the County Sheriff serve on this board due to significant public safety technology needs.

Councillor Short said that the original proposal takes authority away from this Council body and he also supports the amendment.

Councillor Horseman said that nine members is a better number, with no concern for a tie-breaking vote being necessary. She said that it seems Councillor Dowden only wants Republican County office holders to sit on this board.

Councillor Nytes said that these appointments matter more than may be evident on the surface. She said that there will shortly be a new request for proposals going out for a new information technology contract, and the Council needs to have a say in who makes these kinds of decisions.

Councillor McWhirter encouraged her fellow Council members to defeat the amendment, as was done in Committee, and said that the Mayor appoints a public safety representative to this board, which could very easily be the County Sheriff.

Proposal No. 662, 2003 was amended on the following roll call vote; viz:

15 YEAS: Black, Boyd, Brents, Conley, Coughenour, Douglas, Gibson, Gray, Horseman, Knox, Moriarty Adams, Nytes, Sanders, Short, Talley
14 NAYS: Bainbridge, Borst, Bradford, Cockrum, Coonrod, Dowden, Frick, Langsford, Massie, McWhirter, Schneider, Smith, Soards, Tilford

Councillor Nytes moved, seconded by Councillor Talley, for adoption as amended. Proposal No. 662, 2003, as amended, was adopted on the following roll call vote; viz:

19 YEAS: Bainbridge, Black, Borst, Boyd, Brents, Conley, Coughenour, Douglas, Frick, Gibson, Gray, Horseman, Knox, Langsford, Moriarty Adams, Nytes, Sanders, Short, Talley
10 NAYS: Bradford, Cockrum, Coonrod, Dowden, Massie, McWhirter, Schneider, Smith, Soards, Tilford

Proposal No. 662, 2003, as amended, was retitled GENERAL ORDINANCE NO. 114, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 114, 2003

A GENERAL ORDINANCE amending the Revised Code of the Consolidated City and County by amending Article II of Chapter 281 and Article III of Chapter 285, thereby transferring the powers and duties of the Enhanced Access Board to the Information Technology Board and abolishing the Enhanced Access Board.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Section 281-201 of Chapter 281 of the Revised Code of the Consolidated City and County is hereby amended by deleting the words stricken through and inserting the words underlined as follows:

ARTICLE II. INFORMATION TECHNOLOGY BOARD

Sec. 281-201. Definitions.

As used in this article, the following terms shall have the meanings ascribed to them:

- (a) *Board* means the Marion County Information Technology Board.
- (b) *Chief information officer* means the director of the information services agency and team leader of the IT team.
- (c) *Council* means the city-county council of Indianapolis and Marion County.
- (d) *ISA* means the information services agency of Indianapolis and Marion County.
- (e) *IT* means all aspects of information technology, data processing and related services including telecommunications.
- (f) *IT team* means the information technology integration and coordinating team.
- (g) *Subject agencies* means any and all agencies, officers, offices, boards, commissions, divisions and departments of the city, of the county, units of township government in the county, and any court or prosecutor funded by the county.
- (h) *Telecommunications* means all aspects of telephone services, including voice, data and video transmission and equipment.
- (i) *User* means any and all subject agencies as defined herein and any and all other entities which use the services of ISA.
- (j) *Enhanced access activities* means activities necessary for the provision of enhanced access services in accordance with Chapter 285, Article III of this Revised Code.

SECTION 2. Sections 281-211, 281-212, and 281-213 of Chapter 281 of the Revised Code of the Consolidated City and County is hereby amended by deleting the words stricken through and inserting the words underlined as follows:

Sec. 281-211. Board created; members; compensation.

- (a) To ensure enterprise-wide connectivity, compatibility and integration of information technology and the cost effective provision of quality information systems and services, including

telecommunications, there is hereby created the county information technology board, which shall consist of the following persons, who shall be appointed for the following terms:

- (1) Two (2) city officers appointed by the mayor of the city to serve at the pleasure of the mayor. One (1) such person shall be a representative for public safety agencies, and the other shall be a representative for public service agencies;
 - (2) ~~Two (2)~~ Three (3) of four (4) county constitutional officeholders, limited to the auditor, ~~and the clerk, the sheriff or and the~~ treasurer of the county, to be appointed by and serve at the pleasure of the council;
 - (3) One (1) representative appointed by the presiding judges of the county superior court, representing the judicial branch of local government;
 - (4) Two (2) persons, with senior management experience which includes holding or having held line authority over the manager of the data processing area of an organization located in Marion County, that utilizes a large data processing installation comparable to the city-county installation, and that is not in the business of selling data processing equipment or services. One (1) such person shall be appointed by the council and the other by the mayor. The terms of such appointments shall be staggered by the initial appointment of the mayor's appointment to a three-year term and the council's appointment to a two-year term; thereafter each to serve for two-year terms but at the pleasure of the respective appointing authority; and
 - (5) One (1) township assessor appointed by the majority vote of the nine (9) township assessors of Marion County; ~~and.~~
 - (6) ~~The chief information officer.~~
- (b) Board members shall serve in person and not by proxy, and without compensation, except that personal expenses incurred through service to the board, travel, lodging and fees may be reimbursed to the board member upon authorization of the board.

Sec. 281-212. Powers and duties.

- (a) The board shall have the following powers and duties:
 - (1) To establish and revise information technology guidelines, standards and benchmark processes for subject agencies and other users;
 - (2) To establish and maintain procedures for the technology related planning, approval and quality review of information technology operations and initiatives;
 - (3) To review, approve and administer major IT contracts;
 - (4) To define at least five (5) functional classifications for representation of the various subject agencies on the IT team;
 - (5) To review and make recommendations concerning all information budgets, and approve all operating systems, contracts and expenditures for IT services, equipment purchase, rent or lease, consultants, management or technical personnel, studies, programs and IT materials or supplies for any and all users;
 - (6) To conduct studies and evaluations of any and all IT needs and current systems operations of users;
 - (7) To contract for technical and specialized assistance in administering its duties;
 - (8) To require annual IT service plans and resources inventories from all users;
 - (9) To develop, maintain and communicate IT services policy and administrative procedures for users and an IT services master plan for users;
 - (10) To employ, or retain by personal services contract, a chief information officer, who shall have such duties as established herein, to serve at the pleasure of the board;

- (11) To promulgate rules and regulations for the efficient administration of its policies and procedures for users;
- (12) To develop and oversee adherence to standards for security and confidentiality of all data, information and telecommunication systems, including backup/recovery plans;
- (13) The exclusive power to select and contract with telecommunication providers for all city and county offices and agencies, whose expenditures for such services are paid from funds subject to appropriation by the city-county council;
- (14) To delegate any functions to the chief information officer or the IT team, subject to review by the board.

(b) In addition to the powers and duties described in subsection (a), the board shall perform all enhanced access activities under Chapter 285, Article III of this Revised Code.

~~(b c)~~ Should any powers granted by this article conflict with powers granted under IC 36-8-15-1 et seq. or sections 285-611 et seq. of this Code or Chapter 851 or Article I of Chapter 285, the provisions of IC 36-8-15-1 et seq. or sections 285-611 et seq. of this Code or Chapter 851 or Article I of Chapter 285 shall control.

Sec. 281-213. Officers; quorum; meetings.

(a) The officers of the board shall be a chairperson and a secretary. The chairperson and the secretary shall be elected by the board. All contracts, agreements, resolutions and official communications of the board shall be in writing and be executed by these officers upon being authorized by motion passed by the board by simple majority of its members present.

(b) A quorum of the board for official action in session shall be ~~four (4)~~ five (5) members, ~~other than the chief information officer. The chief information officer shall vote only in those matters in which there is a tie vote of the members present.~~ Official minutes of meetings shall be kept by the chief information officer.

(c) The board shall meet monthly at such place and time as may be set by the chairperson, and may meet at such other times and places as may be needed in special session called by the chairperson for a particular purpose. All meetings, whether regular or special, shall be open to the public. No official action may be taken by the board except at a public meeting, whether regular or special. Board members may confer from time to time in executive session without the necessity of calling a public meeting as applicable by law.

SECTION 3. Sections 285-302, 285-303, and 285-304 of Chapter 285 of the Revised Code of the Consolidated City and County is hereby amended by deleting the words stricken through and inserting the words underlined as follows:

**ARTICLE III. ~~MARION COUNTY ENHANCED ACCESS BOARD~~
FOR THE CONSOLIDATED CITY AND COUNTY**

Sec. 285-301. Intent of article.

In enacting this article, the council finds and declares that the Consolidated City of Indianapolis and Marion County, together with all of its public agencies, exists solely to aid the citizens of the county. The council finds and declares that the Consolidated City of Indianapolis and Marion County can better serve the citizens of the county by providing an electronic means through which citizens can obtain public information and otherwise interact with public agencies. The purpose of this article is to encourage and facilitate access to computerized information and government services through the establishment of enhanced access services. This article shall be liberally construed to effect that purpose.

Sec. 285-302. Definitions.

As used in this article and in Chapter 281, Article II of this Revised Code:

(a) ~~Board and enhanced access board means the enhanced access board of the county created by section 285-303 of this article~~ Marion County Information Technology Board created by section 281-201 of this Revised Code.

(b) *Computerized information* means any public information which could be made available for inspection by means of enhanced access.

(c) *Custodian* means the public agency which compiles, collects, creates or otherwise obtains or maintains computerized information in the course of carrying out its legal duties. "Custodian" shall not mean the information services agency of Indianapolis and Marion County or the county justice agency, which provide management information services to other public agencies.

(d) *Enhanced access* means either:

(1) Access to computerized information or government services by means of an electronic device other than an electronic device provided by a public agency in the office of the public agency; or

(2) The computerized compilation or creation of a list or report that does not result in the permanent electronic storage of the information.

(e) *Enhanced access end product* means information or services provided by a public agency or agencies through enhanced access.

(f) *Enhanced access fee* means a reasonable fee authorized under IC 5-14-3-8(h) and charged by a public agency or agencies, or an agent of a public agency or agencies, for access to an enhanced access end product. The enhanced access fee shall include only that portion of the fee which is in excess of any fee otherwise authorized by statute or ordinance for the information or service provided in the enhanced access end product.

(g) *Enhanced access review committee* or *review committee* means the enhanced access review committee created by section 285-306 of this article.

(h) *Fund* means the enhanced access fund created by section ~~285-308 of this article~~ 135-511 of this Revised Code.

(i) *Public agency* means a governmental department, office, court, elected official or other entity whose budget is subject to approval by the city-county council of the Consolidated City of Indianapolis and Marion County.

~~Sec. 285-303. Enhanced access board created.~~

~~(a) To encourage, stimulate and coordinate the development, operation, and expansion of enhanced access services for the Consolidated City of Indianapolis and Marion County, there is hereby created the enhanced access board of the county. The enhanced access board consists of:~~

~~(1) The county auditor;~~

~~(2) The county clerk;~~

~~(3) The county prosecutor;~~

~~(4) The county recorder;~~

~~(5) The county sheriff;~~

~~(6) The county treasurer;~~

~~(7) The controller of the City of Indianapolis;~~

~~(8) The director of the department of public safety of the City of Indianapolis;~~

~~(9) The director of the department of administration of the City of Indianapolis;~~

~~(10) The director of the department of metropolitan development of the City of Indianapolis;~~

~~(11) The director of the information services agency of Indianapolis and Marion County;~~

~~(12) One (1) person appointed by majority vote of the county justice agency board;~~

(13) ~~One (1) township assessor appointed by majority vote of the nine (9) township assessors of the county;~~

(14) ~~One (1) judge appointed by majority vote of the judges of the courts of record of the county; and~~

(15) ~~One (1) city-county councillor appointed by majority vote of the city-county council.~~

~~(b) Any member of the board may designate in writing any person to serve as a designated member in the member's stead. Designees shall serve at the pleasure of the designating member. A designee may not designate a person to serve in the designee's stead under this subsection (b).~~

~~(c) Members appointed to the board by majority vote of other public officials, under the terms of subsection (a) of this section, shall serve for a fixed term of one (1) year, or until a replacement member is duly appointed.~~

~~(d) The enhanced access board shall elect a chairperson and a secretary, and shall adopt such rules for the performance of its duties as it shall deem necessary.~~

~~(e) Eight (8) members of the enhanced access board shall constitute a quorum for the purpose of conducting the business of the board.~~

Sec. 285-304. Scope of authority.

In exercising its powers and duties with regards to enhanced access and enhance access end products, ~~The enhanced access~~ board's scope of authority shall be limited to:

- (1) Enhanced access involving requests for multiple records contained in one (1) or more computer databases;
- (2) Enhanced access in which two (2) or more public agencies are the custodians of the computerized information utilized in the end product or in which the enhanced access end product is similar to the end product being provided by any other public agency; and
- (3) Establishing an enhanced access fee for any enhanced access proposal in which an enhanced access fee is proposed.

SECTION 4. Section 285-309 of Chapter 285 of the Revised Code of the Consolidated City and County is hereby amended by deleting the words stricken through and inserting the words underlined as follows:

Sec. 285-309. Appeal to the board.

(a) Any public agency which disagrees with the decision of the review commi ttee concerning that agency's enhanced access proposal or any agency which is a co-custodian of the public information or which has a similar enhanced access end product may file a written request for review of such decision with the chairperson of the board, who shall place such request on the agenda of the special meeting of the board for purpose of reviewing the submitting agency's enhanced access proposal. The decision of this board shall be final.

(b) The ~~enhanced access~~ board shall be the final arbiter of enhanced access disputes, including all disputes concerning custody of computerized information, reasonableness of fee structures, and the determination of whether multiple enhanced access end products are similar, except that the circuit and superior courts shall be the final arbiter of enhanced access disputes regarding their respective court records.

(c) Except as provided in section 285-310, the ~~enhanced access~~ board may neither prohibit nor require enhanced access to any computerized information over the objection of any custodian of that computerized information.

SECTION 5. The express or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not effect any rights or liabilities accrued prior to the effective date of this ordinance. Those rights and liabilities are continued and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTON 6. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining

provisions shall not be affected, if and only if such remaining provisions can, without the invalid provisions or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 7. This ordinance shall be in effect from and after its passage by the Council and compliance with IC 36-3-4-14.

Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 668-670, 2003 on November 19, 2003. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 668, 2003. The proposal, sponsored by Councillor Dowden, approves a transfer of \$18,000 in the 2003 Budget of the Marion County Justice Agency (State and Federal Grants Fund) to correct an error in the original grant award (Project Safe Neighborhoods grant). PROPOSAL NO. 669, 2003. The proposal, sponsored by Councillor Dowden, approves a transfer of \$18,900 in the 2003 Budget of the Marion County Justice Agency (State and Federal Grant Fund) to correct an error in the original grant award (Evaluation of the Marion County's Cite and Release and Emergency Jail Release Policies Grant). PROPOSAL NO. 670, 2003. The proposal, sponsored by Councillor Dowden, approves a transfer of \$42,205 in the 2002 Budget of the Marion Superior Court, Juvenile Division, (State and Federal Grants Fund) to cover capital expenses (Juvenile Accountability Incentive Block Grant #4). By 7-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Dowden moved, seconded by Councillor Smith, for adoption. Proposal Nos. 668-670, 2003 were adopted on the following roll call vote; viz:

27 YEAS: Bainbridge, Black, Borst, Boyd, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Smith, Soards, Talley, Tilford
0 NAYS:
2 NOT VOTING: Bradford, Short

Proposal No. 668, 2003 was retitled FISCAL ORDINANCE NO. 176, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 176, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) transferring and appropriating an additional Eighteen Thousand Dollars (\$18,000) in the State and Federal Grants Fund for purposes of the Marion County Justice Agency and reducing certain other appropriations from that agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.(i) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion County Justice Agency to correct an error in the original loading of grant money (Project Safe Neighborhoods grant).

SECTION 2. The sum of Eighteen Thousand Dollars (\$18,000) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>MARION COUNTY JUSTICE AGENCY</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
3. Other Services and Charges	18,000
TOTAL INCREASE	18,000

SECTION 4. The said increased appropriation is funded by the following reductions:

MARION COUNTY JUSTICE AGENCY

STATE AND FEDERAL GRANTS FUND

1. Personal Services	<u>18,000</u>
TOTAL DECREASE	18,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 669, 2003 was retitled FISCAL ORDINANCE NO. 177, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 177, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) transferring and appropriating an additional Eighteen Thousand Nine Hundred Dollars (\$18,900) in the State and Federal Grants Fund for purposes of the Marion County Justice Agency and County Auditor and reducing certain other appropriations from that agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.(i) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion County Justice Agency to correct an error in the original grant award (Evaluation of the Marion County's Cite and Release and Emergency Jail Release Policies Grant).

SECTION 2. The sum of Eighteen Thousand Nine Hundred Dollars (\$18,900) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

MARION COUNTY JUSTICE AGENCY

STATE AND FEDERAL GRANTS FUND

3. Other Services and Charges	<u>18,900</u>
TOTAL INCREASE	18,900

SECTION 4. The said increased appropriation is funded by the following reductions:

COUNTY AUDITOR

STATE AND FEDERAL GRANTS FUND

1. Personal Services	2,780
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MARION COUNTY JUSTICE AGENCY

1. Personal Services	<u>16,120</u>
TOTAL DECREASE	18,900

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 670, 2003 was retitled FISCAL ORDINANCE NO. 178, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 178, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) transferring and appropriating an additional Forty-two Thousand Two Hundred Five Dollars (\$42,205) in the State and Federal Grants Fund for purposes of the Marion Superior Court, Juvenile Division, and reducing certain other appropriations from that agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(j) of the City-County Annual Budget for 2003 be, and is hereby, amended by

the increases and reductions hereinafter stated for purposes of the Marion Superior Court, Juvenile Division, to cover capital expenses (Juvenile Accountability Incentive Block Grant #4).

SECTION 2. The sum of Forty-two Thousand Two Hundred Five Dollars (\$42,205) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>MARION SUPERIOR COURT, JUVENILE DIVISION</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
4. Capital Outlay	42,205
TOTAL INCREASE	42,205

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>MARION SUPERIOR COURT, JUVENILE DIVISION</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personnel Services	27,500
3. Other Services and Charges	14,705
TOTAL DECREASE	42,205

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14

Councillor Bainbridge reported that the Public Works Committee heard Proposal Nos. 635-640, and 678-690, 2003 on December 2, 2003. He asked for consent to vote on Proposal Nos. 635-640, 678-686, and 690, 2003 together. Consent was given.

PROPOSAL NO. 635, 2003. The proposal, sponsored by Councillor Coonrod, authorizes intersection controls for Lawrence Lake Subdivision, Sections 1 and 2 (District 5). PROPOSAL NO. 636, 2003. The proposal, sponsored by Councillor Coonrod, authorizes a multi-way stop at Tidewater Court and Tidewater Drive (District 5). PROPOSAL NO. 637, 2003. The proposal, sponsored by Councillors Coonrod and Talley, authorizes a multi-way stop at Aristocrat Lane and Pepperidge Drive (Districts 5, 14). PROPOSAL NO. 638, 2003. The proposal, sponsored by Councillor Frick, authorizes a multi-way stop at 66th Street and Cornell Avenue (District 2). PROPOSAL NO. 639, 2003. The proposal, sponsored by Councillor McWhirter, authorizes a multi-way stop at Country Club Boulevard and Kayla Drive (District 18). PROPOSAL NO. 640, 2003. The proposal, sponsored by Councillor Smith, authorizes parking restrictions on Bazil Avenue from McGaughey Road to Dead End (District 23). PROPOSAL NO. 678, 2003. The proposal, sponsored by Councillor Knox, authorizes intersection controls for Hancock Street and Ida Street (District 17). PROPOSAL NO. 679, 2003. The proposal, sponsored by Councillor Langsford, authorizes a multi-way stop at the intersection of Forsythia Drive and Orchid Lane (District 13). PROPOSAL NO. 680, 2003. The proposal, sponsored by Councillors Brents and Nytes, authorizes a change in parking restrictions on Ft. Wayne Avenue between New Jersey Street and 10th Street (Districts 16, 22). PROPOSAL NO. 681, 2003. The proposal, sponsored by Councillor Brents, authorizes a change in parking restrictions on Maryland Street between Missouri Street and Illinois Street (District 16). PROPOSAL NO. 682, 2003. The proposal, sponsored by Councillor Brents, authorizes parking restrictions on Illinois Street between Merrill Street and South Street (District 16). PROPOSAL NO. 683, 2003. The proposal, sponsored by Councillor Brents, authorizes parking restrictions on Illinois Street between Washington Street and Ohio Street (District 16). PROPOSAL NO. 684, 2003. The proposal, sponsored by Councillor Douglas, authorizes parking restrictions on Dequincy Street between 23rd Street and Dead End north of 23rd Street (District 10). PROPOSAL NO. 685, 2003. The proposal, sponsored by Councillor Nytes, authorizes parking restrictions on Delaware Street from Fall Creek Parkway S. Drive to Fall Creek Parkway N. Drive (District 22). PROPOSAL NO. 686, 2003. The proposal, sponsored by Councillor Nytes, authorizes parking restrictions on 14th Street between College Avenue and Dead End east of College Avenue (District 22). PROPOSAL NO. 690, 2003. The proposal, sponsored by Councillor Brents, authorizes a change in one-way

traffic and two-way traffic on Limestone Street between New York Street and Michigan Street (District 16). By 8-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Bainbridge moved, seconded by Councillor Brents, for adoption. Proposal Nos. 635-640, 678-686, and 690, 2003 were adopted on the following roll call vote; viz:

29 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford
0 NAYS:

Proposal No. 635, 2003 was retitled GENERAL ORDINANCE NO. 115, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 115, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
21	Black Locust Dr 38 th St	38 th St	Stop
21	Black Locust Dr Water Birch Dr	Water Birch Dr	Stop
21	Burning Bush Dr Narrowleaf Dr Leo Dr	Burning Bush Dr Narrowleaf Dr	Stop
21	Narrowleaf Ct Narrowleaf Dr	Narrowleaf Dr	Stop
21	Narrowleaf Dr Roundwood Dr	Narrowleaf Dr	Stop
21	Roundwood Ct Roundwood Dr	Roundwood Dr	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 636, 2003 was retitled GENERAL ORDINANCE NO. 116, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 116, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
7	Tidewater Ct Tidewater Dr	Tidewater Dr	Stop

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
7	Tidewater Ct Tidewater Dr	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 637, 2003 was retitled GENERAL ORDINANCE NO. 117, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 117, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
21	Aristocrat Ln Pepperidge Dr	Pepperidge Dr	Stop

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
21	Aristocrat Ln Pepperidge Dr	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 638, 2003 was retitled GENERAL ORDINANCE NO. 118, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 118, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
11	66 th St Cornell Av	Cornell Av	Stop

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
11	66 th St Cornell Av	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 639, 2003 was retitled GENERAL ORDINANCE NO. 119, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 119, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
22	Country Club Blvd Kayla Dr	Country Club Blvd	Stop

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
22	Country Club Blvd Kayla Dr	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 640, 2003 was retitled GENERAL ORDINANCE NO. 120, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 120, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 621-121, Parking prohibited at all times on certain streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-121, Parking prohibited at all times on certain streets, be and the same is hereby amended by the addition of the following, to wit:

Basil Avenue, on the east side, from a point 580 feet north of McGaughey Road,
to dead end north of McGaughey Road

Basil Avenue, on the west side, from McGaughey Road to the dead end north of McGaughey Road

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 678, 2003 was retitled GENERAL ORDINANCE NO. 121, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 121, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
31	Hancock St Ida St	Hancock St	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 679, 2003 was retitled GENERAL ORDINANCE NO. 122, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 122, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
27	Forsythia Dr Orchid Ln	Orchid Ln	Stop

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
27	Forsythia Dr Orchid Ln	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 680, 2003 was retitled GENERAL ORDINANCE NO. 123, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 123, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 621-122, Stopping, standing or parking prohibited at all times on certain designated streets; and Sec. 621-125, Stopping, standing and parking prohibited at designated locations on certain days and hours.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-125, Stopping, standing and parking prohibited at designated locations on certain days and hours, be and the same is hereby amended by the deletion of the following, to wit:

ON ANY DAY EXCEPT SUNDAY
From 6:00 a.m. to 9:00 a.m.

Fort Wayne Avenue, on the north side, from Pennsylvania Street to Tenth Street

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-122, Stopping, standing or parking prohibited at all times on certain designated streets, be and the same is hereby amended by the addition of the following, to wit:

Fort Wayne Avenue, on the north side, from New Jersey Street to Tenth Street

SECTION 3. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-125, Stopping, standing and parking prohibited at designated locations on certain days and hours, be and the same is hereby amended by the addition of the following, to wit:

ON ANY DAY EXCEPT SUNDAY
From 6:00 a.m. to 9:00 a.m.

Fort Wayne Avenue, on the north side, from Pennsylvania Street to New Jersey Street

SECTION 4. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 681, 2003 was retitled GENERAL ORDINANCE NO. 124, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 124, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 621-125, Stopping, standing and parking prohibited at designated locations on certain days and hours.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-125, Stopping, standing and parking prohibited at designated locations on certain days and hours, be and the same is hereby amended by the deletion of the following, to wit:

ON ANY DAY EXCEPT SATURDAYS AND SUNDAYS
From 6:00 a.m. to 9:00 a.m.
From 3:00 p.m. to 6:00 p.m.

Maryland Street, on the north side, from a point 270 feet west of Capitol Avenue to Illinois Street

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-125, Stopping, standing and parking prohibited at designated locations on certain days and hours, be and the same is hereby amended by the addition of the following, to wit:

ON ANY DAY EXCEPT SATURDAYS AND SUNDAYS

From 6:00 a.m. to 9:00 a.m.

From 3:00 p.m. to 6:00 p.m.

Maryland Street, on the north side, from Capitol Avenue to Illinois Street

SECTION 3 This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 682, 2003 was retitled GENERAL ORDINANCE NO. 125, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 125, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 621-202, Parking meter zones designated; Sec. 621-122, Stopping, standing or parking prohibited at all times on certain designated streets; and Sec. 621-125, Stopping, standing and parking prohibited at designated locations on certain days and hours.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-202, Parking meter zones designated, be and the same is hereby amended by the deletion of the following, to wit:

TWO HOURS

*Illinois Street, on the east side, from a point 288 feet north of Merrill Street,
to a point 86 feet south of South Street*

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-122, Stopping, standing or parking prohibited at all times on certain designated streets, be and the same is hereby amended by the addition of the following, to wit:

Illinois Street, on the east side, from a point 218 feet north of Henry Street to South Street

SECTION 3. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-125, Stopping, standing and parking prohibited at designated locations on certain days and hours, be and the same is hereby amended by the addition of the following, to wit:

ON ANY DAY EXCEPT SATURDAYS AND SUNDAYS

From 6:00 a.m. to 9:00 a.m.

Illinois Street, on the east side, from Merrill Street to a point 218 feet north of Henry Street

SECTION 4. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-202, Parking meter zones designated, be and the same is hereby amended by the deletion of the following, to wit:

TWO HOURS

*Illinois Street, on the east side, from a point 96 feet north of Henry Street,
to a point 218 feet north of Henry Street*

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 683, 2003 was retitled GENERAL ORDINANCE NO. 126, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 126, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 621-122, Stopping, standing or parking prohibited at all times on certain designated streets; Sec. 621-125, Stopping, standing and parking prohibited at designated locations on certain days and hours; and Sec. 621-402, Bus stop and trolley stop zones.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-125, Stopping, standing and parking prohibited at designated locations on certain days and hours, be and the same is hereby amended by the deletion of the following, to wit:

ON ANY DAY EXCEPT SATURDAYS AND SUNDAYS
From 3:00 p.m. to 6:00 p.m.

Illinois Street, on the east side, from Washington Street to Ohio Street

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-122, Stopping, standing or parking prohibited at all times on certain designated streets, be and the same is hereby amended by the addition of the following, to wit:

Illinois Street, on the east side, from Washington Street to Court Street

SECTION 3. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-402, Bus stop and trolley stop zones, be and the same is hereby amended by the addition of the following, to wit:

Illinois Street, on the east side, from Washington Street to Court Street

SECTION 4. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 684, 2003 was retitled GENERAL ORDINANCE NO. 127, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 127, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 621-122, Stopping, standing or parking prohibited at all times on certain designated streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-122, Stopping, standing or parking prohibited at all times on certain designated streets, be and the same is hereby amended by the addition of the following, to wit:

Dequincy Street, on both sides, from 23rd Street to the dead end north of 23rd Street

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 685, 2003 was retitled GENERAL ORDINANCE NO. 128, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 128, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 621-122, Stopping, standing or parking prohibited at all times on certain designated streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-122, Stopping, standing or parking prohibited at all times on certain designated streets, be and the same is hereby amended by the addition of the following, to wit:

Delaware Street, on the east side, from a point 70 feet south of Fall Creek Parkway S. Drive,
to Fall Creek Parkway N. Drive

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 686, 2003 was retitled GENERAL ORDINANCE NO. 129, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 129, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 621-121, Parking prohibited at all times on certain streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-121, Parking prohibited at all times on certain streets, be and the same is hereby amended by the addition of the following, to wit:

Fourteenth Street, on the south side, from College Avenue to the dead end east of College Avenue

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 690, 2003 was retitled GENERAL ORDINANCE NO. 130, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 130, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-342, One-way streets and alleys designated; and Sec. 621-121, Parking prohibited at all times on certain streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-342, One-way streets and alleys designated, be and the same is hereby amended by the deletion of the following, to wit:

ONE WAY SOUTHBOUND

Limestone Street, from Michigan Street to New York Street

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-121, Parking prohibited at all times on certain streets, be and the same is hereby amended by the deletion of the following, to wit:

Limestone Street, on the east side, from New York Street to a point 115 feet north of Porto Alegre Street

Limestone Street, on the east side, from a point 465 feet north of Porto Alegre Street to Michigan Street

Limestone Street, on the west side, from New York Street to Michigan Street

SECTION 3. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-121, Parking prohibited at all times on certain streets, be and the same is hereby amended by the addition of the following, to wit:

Limestone Street, on the both sides, from New York Street to Michigan Street

SECTION 4. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Bainbridge asked for consent to vote on Proposal Nos. 687-689, 2003 together. Consent was given.

PROPOSAL NO. 687, 2003. The proposal, sponsored by Councillor Nytes, authorizes no left turn restrictions on Fall Creek Parkway on College Avenue (District 22). PROPOSAL NO. 688, 2003. The proposal, sponsored by Councillor Nytes, authorizes no left turn restrictions on Fall Creek Parkway N. Drive at 30th Street (District 22). PROPOSAL NO. 689, 2003. The proposal, sponsored by Councillors Black, Boyd, and Nytes, authorizes no left turn restrictions on Fall Creek Parkway N. Drive at 38th and 39th Streets (Districts 6, 11, 22). By 8-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass.

Councillor Bradford said that Proposal Nos. 687 and 688, 2003 have already been done and he does not understand why the department is coming to the Council after the fact.

Councillor Dowden said that these intersections affect traffic around the Indiana State Fairgrounds and he asked if the State Fair Board and the Indianapolis Police Department have been consulted regarding the effect these changes will have on the fairground traffic.

Councillor Nytes said that these changes were put in place as part of the Hyperfix project and were simply a temporary measure. As the Hyperfix was completed, the Department of Public Works reviewed some of the changes that had been temporarily made and recommended that some of these be made permanent. She said that some of the changes that the department shared with her, she denied to sponsor, but felt that these three made sense to implement on a permanent basis. She said that the administration of the fairgrounds is aware and in favor of continuing these regulations. She said that traffic volume around that area is very heavy and these changes make it manageable.

Councillor Coughenour said that these changes make it very difficult for southside residents to come to the fairgrounds for events. Councillor Nytes said that the people at the fairgrounds were consulted and they felt it was a difficult intersection and left turns make it a real burden.

Councillor Bainbridge said that the State Fair Board has been consulted and supports these proposals. He said that he is not familiar with this particular area, but he understands how large events can impact the traffic flow, such as on the west side during races. He said that many of the Councillors are on the outside looking in, and they need to rely on the opinions of those who are on the inside of the issue all the time, such as the fair board.

Barbara Lawrence, director of the Department of Public Works, said that these proposals are the State Fair Board's preferences, and they want people to use the main entrance. Though it may be an inconvenience for some, the greater need is to provide a safe travel environment.

Councillor Borst said that with the enactment of these three ordinance, a southsider could not get into the fairgrounds. Ms. Lawrence said that individuals could come up to Keystone and 38th Streets. Councillor Borst said that no left hand turn is allowed on 38th and Keystone and during

the fair the main entrance is closed. Councillor Sanders said that southsiders could take Fall Creek Parkway to Evanston to 42nd Street near the deaf school to enter.

Councillor Coughenour moved, seconded by Councillor Borst, to return the proposals to Committee. Councillor Horseman asked if this motion will kill the proposal at the end of the year, since no proposals carry forward. Mr. Elrod said that this is correct.

Councillor Nytes said that she can understand the need for more discussion, and she is not opposed to returning the proposals to Committee for further review and re-introduction after the first of the year.

Proposal Nos. 687-689, 2003 were returned to Committee by a unanimous voice vote.

**SPECIAL SERVICE DISTRICT COUNCILS
POLICE SPECIAL SERVICE DISTRICT
SPECIAL ORDERS - PUBLIC HEARING**

President Borst convened the Police Special Service District Council.

PROPOSAL NO. 667, 2003. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 667, 2003 on November 19, 2003. The proposal, sponsored by Councillors Dowden, Moriarty Adams, and Talley, approves a transfer of \$78,000 in the 2003 Budget of the Department of Public Safety, Police Division (Police General Fund) to pay for additional supplies needed to support the Arrestee Processing Center operations. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

President Borst called for public testimony at 9:14 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Talley, for adoption. Proposal No. 667, 2003, as amended, was adopted on the following roll call vote; viz:

28 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford
0 NAYS:
1 NOT VOTING: Coughenour

Proposal No. 667, 2003, as amended, was retitled POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 4, 2003, and reads as follows:

POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 4, 2003

A POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE amending the Police Special Service District Annual Budget for 2003 (Police Special Service District Fiscal Ordinance No. 3, 2002) transferring and appropriating an additional Seventy-eight Thousand Dollars (\$78,000) in the Police General Fund for purposes of the Department of Public Safety, Police Division, and reducing certain other appropriations for that agency.

**BE IT ORDAINED BY THE POLICE SPECIAL SERVICE DISTRICT COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 of the Police Special Service District Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Public Safety, Police

Division, to pay for additional supplies needed to support the Arrestee Processing Center (APC) operations, financed by a transfer of funds.

SECTION 2. The sum of Seventy-eight Thousand Dollars (\$78,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>DEPARTMENT OF PUBLIC SAFETY</u>	
<u>POLICE DIVISION</u>	<u>POLICE GENERAL FUND</u>
2. Supplies	<u>78,000</u>
TOTAL INCREASE	78,000

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>DEPARTMENT OF PUBLIC SAFETY</u>	
<u>POLICE DIVISION</u>	<u>POLICE GENERAL FUND</u>
3. Other Services and Charges	<u>78,000</u>
TOTAL DECREASE	78,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

FIRE SPECIAL SERVICE DISTRICT SPECIAL ORDERS - PUBLIC HEARING

President Borst convened the Fire Special Service District Council.

PROPOSAL NO. 666, 2003. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 666, 2003 on November 19, 2003. The proposal, sponsored by Councillors Dowden, Moriarty Adams, and Talley, approves a transfer of \$331,000 and an increase of \$383,000 in the 2003 Budget of the Department of Public Safety, Fire Division (Fire General Fund) to cover the unbudgeted portion of the sworn firefighter contractual pay increase as well as overtime expenses, financed by a transfer and fund balances. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

President Borst called for public testimony at 9:16 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Talley, for adoption. Proposal No. 666, 2003 was adopted on the following roll call vote; viz:

29 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford
0 NAYS:

Proposal No. 666, 2003 was retitled FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 10, 2003, and reads as follows:

FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 10, 2003

A FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE amending the Fire Special Service District Annual Budget for 2003 (Fire Special Service District Fiscal Ordinance No. 4, 2002) transferring and appropriating an additional Seven Hundred Fourteen Thousand Dollars (\$714,000) in the Fire General Fund for purposes of the Department of Public Safety, Fire Division, and reducing certain other appropriations for that agency and reducing the unappropriated and unencumbered balance in the Fire General Fund.

**BE IT ORDAINED BY THE FIRE SPECIAL SERVICE DISTRICT COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 of the Fire Special Service District Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Public Safety, Fire Division, to cover the unbudgeted portion of the sworn firefighter contractual pay increase as well as overtime expenses, financed by a transfer of funds and fund balance.

SECTION 2. The sum of Seven Hundred Fourteen Thousand Dollars (\$714,000) be, and the same is hereby appropriated and transferred for the purposes as shown in Section 3 by reducing the accounts and the unappropriated balances as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>DEPARTMENT OF PUBLIC SAFETY</u>	
<u>FIRE DIVISION</u>	
	<u>FIRE GENERAL FUND</u>
1. Personal Services	<u>714,000</u>
TOTAL INCREASE	714,000

SECTION 4. The said increased appropriation is funded by the following reductions:

	<u>FIRE GENERAL FUND</u>
Unappropriated and Unencumbered	
Fire General Fund	<u>383,000</u>
TOTAL REDUCTION	383,000

<u>DEPARTMENT OF PUBLIC SAFETY</u>	
<u>FIRE DIVISION</u>	
	<u>FIRE GENERAL FUND</u>
3. Other Services and Charges	<u>79,000</u>
4. Capital Outlay	<u>252,000</u>
TOTAL DECREASE	331,000

SECTION 5. The projected December 31, 2003, fund balance for the Fire General Fund is as follows:

Cash balance as of June 30, 2003	13,240,148
Estimated revenues June through December, 2003	<u>23,585,727</u>
Projected funds available	36,825,875
2003 remaining appropriations, including all encumbrances	29,290,682
Proposed additional appropriation (Proposal No. 666, 2003)	<u>383,000</u>
Total Requirements	29,673,682
Projected fund balance December 31, 2003	7,152,193

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

President Borst reconvened the City-County Council.

NEW BUSINESS

Councillor Massie gave a brief report from the Special Inquiry Committee regarding the Water Company. He said that before the end of the year, the committee will provide a written report, but one hearing still has yet to be heard. He said that the committee dealt with finding fact and not simply eliciting unending opinions. He said that no resolution was made on the first question of whether or not the commitment to employees regarding benefits was upheld fairly following the transition. The second question of whether the fees paid to consultants were fair and in the interests of ratepayers was more troublesome because of lawsuits pending and privilege issues. He said that there cannot really be much resolution on this question until the lawsuits are settled and unredacted documents are available. The third question regarding a purchase price comparison has not yet had a full hearing, and any findings on this question will be included in the final written report. He said that there was really no consensus on opinion, and the committee

resolved that each committee member will submit a written report to the President and each member of the Council for their review. He said that Councillor Bradford's passion brought about this inquiry and the forming of this historic committee. He said that there was a lot of frustration with the complexity of privilege and pending lawsuits, but he thinks this body has found a good tool to get information to the public on issues such as these. He thanked Councillors Bradford and Short for their dedication and patience.

Councillor Massie added that the Rules and Public Policy Committee scheduled for tomorrow evening has been cancelled due to lack of a quorum and will be rescheduled for the following week.

President Borst wished all Councillors a Merry Christmas and Happy New Year, and thanked them for another year of service.

ANNOUNCEMENTS AND ADJOURNMENT

The President said that the docketed agenda for this meeting of the Council having been completed, the Chair would entertain motions for adjournment.

Councillor Boyd stated that he had been asked to offer the following motion for adjournment by:

- (1) Councillors Dowden, Coughenour, and Borst in memory of George E. Schmid; and
- (2) Councillor Langsford in memory of Helen Zullo; and
- (3) Councillor Moriarty Adams in memory of Norma Arney, Mary Margaret Burke, and Mary Jo Keegan; and
- (4) Councillor Knox in memory of Leonard "Bud" Milum; and
- (5) Councillor Gray in memory of James Ray, Ellen Tanner, and Robert Kent; and
- (6) Councillor Brents in memory of Anna L. Bass.

Councillor Boyd moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of George E. Schmid, Helen Zullo, Norma Arney, Mary Margaret Burke, Mary Jo Keegan, Leonard "Bud" Milum, James Ray, Ellen Tanner, Robert Kent, and Anna L. Bass. He respectfully asked the support of fellow Councillors. He further requested that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the families advising of this action.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 9:27 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 8th day of December, 2003.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

Philip C. Bartholomew

President

ATTEST:

Shellen Hart

Clerk of the Council

(SEAL)

2003 Proposal Index

1 SPONSORED BY: Councillors Soards, Bainbridge, Black, Boyd, Brents, Cockrum, Conley, Coughenour, Douglas, Dowden, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Talley, Tilford

DIGEST: urges the Indiana General Assembly, State of Indiana Alcohol & Tobacco Commission and the local Alcoholic Beverage Board of Marion County to stop the potential proliferation of alcohol outlets commonly referred to as gas stations and convenience stores

REFERRED TO: Rules and Public Policy Committee

COUNCIL RESOLUTION 32

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 46

ADOPTED: 02/03/2003

2 SPONSORED BY: Councillors Borst, Sanders

DIGEST: concerns the resale of admission tickets of any National Collegiate Athletic Association Division 1 Final Four Basketball Championships

REFERRED TO: Rules and Public Policy Committee

GENERAL ORDINANCE 36

APPROVED BY MAYOR: 05/09/2003

JOURNAL PAGE: 215

ADOPTED: 04/28/2003

3 SPONSORED BY: Councillor Nytes

DIGEST: approves the Mayor's appointment of Jimmy C. Bostick as hearing officer

REFERRED TO: Administration and Finance Committee

COUNCIL RESOLUTION 10

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 22

ADOPTED: 02/03/2003

4 SPONSORED BY: Councillors Cockrum, Douglas

DIGEST: approves an appropriation of \$50,000 in the 2003 Budget of the Department of Parks and Recreation (Park General Fund) to design and construct the Indianapolis First Tee Junior Golf Facility at 1100 East 25th Street, financed by a grant from the United States Golf Association

REFERRED TO: Parks and Recreation Committee

FISCAL ORDINANCE 1

APPROVED BY MAYOR: 02/14/2003

JOURNAL PAGE: 36

ADOPTED: 02/03/2003

5 SPONSORED BY: Councillors Cockrum, Douglas, Langsford

DIGEST: approves an appropriation of \$13,000 in the 2003 Budget of the Department of Parks and Recreation (Park General Fund) to restore the natural habitat and environment at Ellenberger Park, and to remove invasive plant species at Holliday Park, financed by "Golden Eagle" grants from Indianapolis Power and Light

REFERRED TO: Parks and Recreation Committee

FISCAL ORDINANCE 2

APPROVED BY MAYOR: 02/14/2003

JOURNAL PAGE: 37

ADOPTED: 02/03/2003

6 SPONSORED BY: Councillors Cockrum, Douglas

DIGEST: approves an appropriation of \$187,095 in the 2003 Budget of the Department of Parks and Recreation (Non-Lapsing Federal Grants Fund) to restore and maintain vegetation and the natural habitat of 49 acres of Town Run South Trail Park, financed by federal funds

REFERRED TO: Parks and Recreation Committee

FISCAL ORDINANCE 3

APPROVED BY MAYOR: 02/14/2003

JOURNAL PAGE: 38

ADOPTED: 02/03/2003

2003 Proposal Index

7 SPONSORED BY: Councillors Cockrum, Douglas

DIGEST: approves an appropriation of \$507,500 in the 2003 Budget of the Department of Parks and Recreation (Non-Lapsing Federal Grants Fund) to fund a restoration project at Reverend Martin Luther King Jr. Park, which will repair the swimming pool walls and repair and enhance the interactive water playground, financed by federal grants (Local match of \$217,500 is funded by existing appropriation in the Department of Parks and Recreation budget.)

REFERRED TO: Parks and Recreation Committee

FISCAL ORDINANCE 4

APPROVED BY MAYOR: 02/14/2003

JOURNAL PAGE: 39

ADOPTED: 02/03/2003

8 SPONSORED BY: Councillors Cockrum, Douglas

DIGEST: approves an appropriation of \$200,000 in the 2003 Budget of the Department of Parks and Recreation (Non-Lapsing Federal Grants Fund) to acquire 50 acres of land adjacent to Mann Road in Decatur Township, including 8.6 acres of forest land, as an addition to Southwestway Park, financed by a federal grant

REFERRED TO: Parks and Recreation Committee

FISCAL ORDINANCE 5

APPROVED BY MAYOR: 02/14/2003

JOURNAL PAGE: 40

ADOPTED: 02/03/2003

9 SPONSORED BY: Councillor Moriarty Adams

DIGEST: approves an increase of \$82,433 in the 2003 Budget of the County Sheriff (State and Federal Grants Fund) to reimburse overtime spent for eight officers assigned to investigate incidents of violent crimes, funded by a grant through Federal Bureau of Investigations

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 6

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 42

ADOPTED: 02/03/2003

10 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$620,000 in the 2003 Budget of the Metropolitan Emergency Communications Agency (MECA/County Emergency Telephone System Fund) to fund the purchase of new radios, financed by fund balances

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 7

APPROVED BY MAYOR: 02/14/2003

JOURNAL PAGE: 42

ADOPTED: 02/03/2003

11 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$332,000 in the 2003 Budget of Marion County Justice Agency (Law Enforcement Equitable Share) to appropriate funds for the 2003 Budget

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 8

APPROVED BY MAYOR: 02/14/2003

JOURNAL PAGE: 43

ADOPTED: 02/03/2003

12 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$62,000 in the 2003 Budget of Marion County Justice Agency (Conditional Release Fund) to fund the Conditional Release Redesign Project, financed by fund balances

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 9

APPROVED BY MAYOR: 02/14/2003

JOURNAL PAGE: 44

ADOPTED: 02/03/2003

2003 Proposal Index

13 SPONSORED BY: Councillors Dowden, Moriarty Adams, Talley

DIGEST: approves an increase of \$33,663 in the 2003 Budget of Community Corrections (Home Detention User Fee Fund) to fund an evaluation of the Marion County Community Correction Mental Health Component, financed by fund balances

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 10

APPROVED BY MAYOR: 02/14/2003

JOURNAL PAGE: 45

ADOPTED: 02/03/2003

14 SPONSORED BY: Councillor Cockrum

DIGEST: reappoints Diana Wilson Hall to the Board of Parks and Recreation

REFERRED TO: Parks and Recreation Committee

COUNCIL RESOLUTION 11

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 22

ADOPTED: 02/03/2003

15 SPONSORED BY: Councillor Cockrum

DIGEST: reappoints Dale J. Thornberry to the Board of Parks and Recreation

REFERRED TO: Parks and Recreation Committee

COUNCIL RESOLUTION 12

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 23

ADOPTED: 02/03/2003

16 SPONSORED BY: Councillor Bainbridge

DIGEST: reappoints Tony Buford to the Board of Public Works

REFERRED TO: Public Works Committee

COUNCIL RESOLUTION 13

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 23

ADOPTED: 02/03/2003

17 SPONSORED BY: Councillor Bainbridge

DIGEST: reappoints Arno W. Haupt to the Board of Public Works

REFERRED TO: Public Works Committee

COUNCIL RESOLUTION 14

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 23

ADOPTED: 02/03/2003

18 SPONSORED BY: Councillor Bainbridge

DIGEST: reappoints Kenneth W. Hughes to the Board of Public Works

REFERRED TO: Public Works Committee

COUNCIL RESOLUTION 15

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 23

ADOPTED: 02/03/2003

19 SPONSORED BY: Councillor McWhirter

DIGEST: recognizes the Wayne Township Fire Department for its rescue of a young person who fell through the ice at a housing development pond

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 1

APPROVED BY MAYOR: 01/24/2003

JOURNAL PAGE: 4

ADOPTED: 01/13/2003

20 SPONSORED BY: Councillor Smith

DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 815-817 Delaware Street (approximate addresses) (2002-ZON-124)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 1

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 11

ADOPTED: 01/13/2003

2003 Proposal Index

21 SPONSORED BY: Councillor Smith		
DIGEST: rezoning ordinance for Washington Township, Councilmanic District 4, 6345 Rucker Road (approximate address) (2002-ZON-140)		
REFERRED TO: Committee of the Whole Council		REZONING ORDINANCE 2
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 11	ADOPTED: 01/13/2003
<hr/>		
22 SPONSORED BY: Councillor Smith		
DIGEST: rezoning ordinance for Center Township, Councilmanic District 21, 2661 and 2719 South Randolph Street (approximate addresses) (2002-ZON-143) (Amended)		
REFERRED TO: Committee of the Whole Council		REZONING ORDINANCE 3
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 11	ADOPTED: 01/13/2003
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23 SPONSORED BY: Councillor Smith		
DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 7044 Sunnyside Road (approximate address) (2002-ZON-151)		
REFERRED TO: Committee of the Whole Council		REZONING ORDINANCE 4
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 11	ADOPTED: 01/13/2003
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24 SPONSORED BY: Councillor Smith		
DIGEST: rezoning ordinance for Warren Township, Councilmanic District 14, 3600 North German Church Road (approximate address) (2002-ZON-153)		
REFERRED TO: Committee of the Whole Council		REZONING ORDINANCE 5
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 11	ADOPTED: 01/13/2003
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25 SPONSORED BY: Councillors Dowden, Moriarty Adams		
DIGEST: reappoints Ken Giffin to the Board of Public Safety		
REFERRED TO: Public Safety and Criminal Justice Committee		COUNCIL RESOLUTION 16
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 24	ADOPTED: 02/03/2003
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26 SPONSORED BY: Councillors Dowden, Moriarty Adams, Talley		
DIGEST: reappoints William Schneider to the Board of Public Safety		
REFERRED TO: Public Safety and Criminal Justice Committee		COUNCIL RESOLUTION 17
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 24	ADOPTED: 02/03/2003
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27 SPONSORED BY: Councillor Dowden		
DIGEST: appoints Mike Wallman to the Marion County Community Corrections Advisory Board		
REFERRED TO: Public Safety and Criminal Justice Committee		COUNCIL RESOLUTION 34
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 67	ADOPTED: 02/24/2003
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28 SPONSORED BY: Councillors Talley, Smith, Schneider		
DIGEST: allows signs for special events of not-for-profit entities to be erected or posted for a temporary period of time on the property of the not-for-profit entity without an improvement location permit (02-AO-02) (Certified January 8, 2003)		
REFERRED TO: Metropolitan Development Committee		GENERAL ORDINANCE 1
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 47	ADOPTED: 02/03/2003
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2003 Proposal Index

29 SPONSORED BY: Councillors Coughenour, Nytes

DIGEST: reappoints Phyllis Gabovitch to the Indianapolis City Market Corporation Board of Directors

REFERRED TO: Metropolitan Development Committee

COUNCIL RESOLUTION 35

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 67

ADOPTED: 02/24/2003

30 SPONSORED BY: Councillors Coughenour, Nytes

DIGEST: reappoints Bruce B. Melchert to the Indianapolis City Market Corporation Board of Directors

REFERRED TO: Metropolitan Development Committee

COUNCIL RESOLUTION 18

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 24

ADOPTED: 02/03/2003

31 SPONSORED BY: Councillors Coughenour, Nytes

DIGEST: reappoints Gus Miller to the Indianapolis City Market Corporation Board of Directors

REFERRED TO: Metropolitan Development Committee

COUNCIL RESOLUTION 36

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 67

ADOPTED: 02/24/2003

32 SPONSORED BY: Councillors Coughenour, Nytes

DIGEST: reappoints Joanna Niehoff to the Indianapolis City Market Corporation Board of Directors

REFERRED TO: Metropolitan Development Committee

COUNCIL RESOLUTION 57

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 103

ADOPTED: 03/17/2003

33 SPONSORED BY: Councillors Coughenour, Nytes

DIGEST: reappoints Susan J. Powers to the Indianapolis City Market Corporation Board of Directors

REFERRED TO: Metropolitan Development Committee

COUNCIL RESOLUTION 19

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 25

ADOPTED: 02/03/2003

34 SPONSORED BY: Councillors Coughenour, Nytes

DIGEST: reappoints Judy Stanley to the Indianapolis City Market Corporation Board of Directors

REFERRED TO: Metropolitan Development Committee

COUNCIL RESOLUTION 37

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 68

ADOPTED: 02/24/2003

35 SPONSORED BY: Councillors Coughenour, Nytes

DIGEST: reappoints Alan Wiseman to the Indianapolis City Market Corporation Board of Directors

REFERRED TO: Metropolitan Development Committee

COUNCIL RESOLUTION 38

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 68

ADOPTED: 02/24/2003

36 SPONSORED BY: Councillor Dowden

DIGEST: appoints Jerry Barnaby to the Citizens Police Complaint Board

REFERRED TO: Public Safety and Criminal Justice Committee

COUNCIL RESOLUTION 20

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 25

ADOPTED: 02/03/2003

37 SPONSORED BY: Councillor Dowden

DIGEST: appoints Harry Rose to the Citizens Police Complaint Board

REFERRED TO: Public Safety and Criminal Justice Committee

COUNCIL RESOLUTION 39

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 68

ADOPTED: 02/24/2003

2003 Proposal Index

38 SPONSORED BY: Councillor Massie		
DIGEST: appoints Gilbert Mascher to the Alcoholic Beverage Board of Marion County		
REFERRED TO: Rules and Public Policy Committee		COUNCIL RESOLUTION 21
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 25	ADOPTED: 02/03/2003
39 SPONSORED BY: Councillor McWhirter		
DIGEST: reappoints Martha A. Womacks to the Information Technology Board		
REFERRED TO: Administration and Finance Committee		COUNCIL RESOLUTION 22
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 26	ADOPTED: 02/03/2003
40 SPONSORED BY: Councillor McWhirter		
DIGEST: appoints Bill Ehret to the County Property Tax Assessment Board of Appeals		
REFERRED TO: Administration and Finance Committee		COUNCIL RESOLUTION
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE:	POSTPONED INDEFINITELY
41 SPONSORED BY: Councillors Boyd, Nytes		
DIGEST: reappoints Linda N. Perdue to the Equal Opportunity Advisory Board		
REFERRED TO: Administration and Finance Committee		COUNCIL RESOLUTION 23
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 26	ADOPTED: 02/03/2003
42 SPONSORED BY: Councillors Boyd, Nytes		
DIGEST: reappoints Gary Gibson to the Equal Opportunity Advisory Board		
REFERRED TO: Administration and Finance Committee		COUNCIL RESOLUTION 24
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 26	ADOPTED: 02/03/2003
43 SPONSORED BY: Councillor McWhirter		
DIGEST: reappoints Charles Hiltunen to the Cable Franchise Board		
REFERRED TO: Administration and Finance Committee		COUNCIL RESOLUTION 40
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 69	ADOPTED: 02/24/2003
44 SPONSORED BY: Councillor McWhirter		
DIGEST: reappoints Dollyne Sherman to the Cable Franchise Board		
REFERRED TO: Administration and Finance Committee		COUNCIL RESOLUTION 41
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 69	ADOPTED: 02/24/2003
45 SPONSORED BY: Councillor McWhirter		
DIGEST: reappoints Sue Beesley to the City County Administrative Board		
REFERRED TO: Administration and Finance Committee		COUNCIL RESOLUTION 25
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 26	ADOPTED: 02/03/2003
46 SPONSORED BY: Councillors Borst, Nytes		
DIGEST: reappoints Eric D. Jones to the Urban Enterprise Association		
REFERRED TO: Metropolitan Development Committee		COUNCIL RESOLUTION 26
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 27	ADOPTED: 02/03/2003

2003 Proposal Index

47 SPONSORED BY: Councillors Boyd, Nytes

DIGEST: appoints Leon Bates to the Marion County Storm Water Management Advisory Committee

REFERRED TO: Public Works Committee

COUNCIL RESOLUTION 27

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 27

ADOPTED: 02/03/2003

48 SPONSORED BY: Councillor Borst

DIGEST: reappoints Curtis Coonrod to the Audit Committee

REFERRED TO: Administration and Finance Committee

COUNCIL RESOLUTION 28

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 27

ADOPTED: 02/03/2003

49 SPONSORED BY: Councillor McWhirter

DIGEST: reappoints Paul Ricketts to the City County Administrative Board

REFERRED TO: Administration and Finance Committee

COUNCIL RESOLUTION 42

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 69

ADOPTED: 02/24/2003

50 SPONSORED BY: Councillor McWhirter

DIGEST: reappoints Richard Petrecca to the County Property Tax Assessment Board of Appeals

REFERRED TO: Administration and Finance Committee

COUNCIL RESOLUTION 29

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 28

ADOPTED: 02/03/2003

51 SPONSORED BY: Councillors Borst, Nytes

DIGEST: appoints John Thompson to the Urban Enterprise Association

REFERRED TO: Metropolitan Development Committee

COUNCIL RESOLUTION 30

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 28

ADOPTED: 02/03/2003

52 SPONSORED BY: Councillor Tilford

DIGEST: reappointing Robert Pfeifer to the Health and Hospital Corporation Board of Trustees

REFERRED TO: Municipal Corporations Committee

COUNCIL RESOLUTION 64

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 106

ADOPTED: 03/17/2003

53 SPONSORED BY: Councillors Coughenour, Nytes

DIGEST: approves an increase of \$12,000 in the 2003 Budget of the Controller's Office (Landmark Building Preservation Fund) to cover the cost of installing windows in the East Building of the City Market Building that are not covered by a \$10,000 grant received by the City Market Board (total cost of the project is \$22,000), financed by fund balances

REFERRED TO: Administration and Finance Committee

FISCAL ORDINANCE

APPROVED BY MAYOR: / /

JOURNAL PAGE:

WITHDRAWN

54 SPONSORED BY: Councillor Dowden

DIGEST: approves a transfer of \$10,564 in the 2003 Budget of the County Auditor and the Prosecuting Attorney (State and Federal Grants Fund) to cover the existing bills for the Community Court

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 20

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 115

ADOPTED: 03/17/2003

2003 Proposal Index

55 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$10,400 in the 2003 Budget of the Prosecuting Attorney (State and Federal Grants Fund) to provide partial funding for a contractual Protective Order Clerk, funded by a state grant

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 11

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 78

ADOPTED: 02/24/2003

56 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$15,000 in the 2003 Budget of the Prosecuting Attorney (State and Federal Grants Fund) to support a volunteer coordinator for the Family Advocacy Center's Volunteer Advocate Project, funded by a state grant

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 12

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 78

ADOPTED: 02/24/2003

57 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$63,000 in the 2003 Budget of the Clerk of the Circuit Court (Clerk's Perpetuation Fund) to fund off-site storage of records and replacement of office computers, financed by fund balances

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 13

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 79

ADOPTED: 02/24/2003

58 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$1,600 in the 2003 Budget of the Clerk of the Circuit Court (Enhanced Access Fund) to fund the data entries of divorce index books into a electronic database, financed by fund balances

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 14

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 80

ADOPTED: 02/24/2003

59 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$50,000 in the 2003 Budget of the Marion County Superior Court (State and Federal Grants Fund) to fund the utilities of the Community Court Treatment Readiness Program, funded by a grant from the Indiana Criminal Justice Institute (The local match of \$16,667 is funded by existing appropriations in the Prosecuting Attorney's budget.)

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 15

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 80

ADOPTED: 02/24/2003

60 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$19,844 in the 2003 Budget of the Marion County Superior Court (State and Federal Grants Fund) to fund the court-appointed special advocate program, funded by a grant from Indiana Criminal Justice Institute

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 16

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 81

ADOPTED: 02/24/2003

61 SPONSORED BY: Councillors Dowden, Moriarty Adams, Soards

DIGEST: approves an increase of \$740,000 in the 2003 Budget of the Department of Public Safety, Fire Division (Non-Lapsing Federal Grants Fund) to assist Indiana Task Force One in becoming a Weapons of Mass Destruction Urban, Search and Rescue Team, financed by a federal grant from FEMA (Federal Emergency Management Agency)

REFERRED TO: Public Safety and Criminal Justice Committee

F.S.S.D.F.O. 1

APPROVED BY MAYOR: 03/07/2003

JOURNAL PAGE: 91

ADOPTED: 02/24/2003

2003 Proposal Index

62 SPONSORED BY: Councillors Dowden, Moriarty Adams

DIGEST: approves an increase of \$1,500 in the 2003 Budget of the Department of Public Safety, Fire Division (Non-Lapsing Federal Grants Fund) to support IFD Station #30's Permanent Fitting Stations program (a program to educate citizens on the proper installation and use of car seats), financed by a federal grant

REFERRED TO: Public Safety and Criminal Justice Committee

F.S.S.D.F.O. 3

APPROVED BY MAYOR: 03/07/2003

JOURNAL PAGE: 93

ADOPTED: 02/24/2003

63 SPONSORED BY: Councillors Dowden, Moriarty Adams

DIGEST: approves a transfer totaling \$38,890 in the Department of Public Safety, Fire Division Non-Lapsing Federal Grants Fund (amends F.S.S.D.F.O. No. 6, 2002) to fund a contract with Public Safety Medical Services to enhance existing wellness services it is currently providing to IFD

REFERRED TO: Public Safety and Criminal Justice Committee

F.S.S.D.F.O. 2

APPROVED BY MAYOR: 03/07/2003

JOURNAL PAGE: 92

ADOPTED: 02/24/2003

64 SPONSORED BY: Councillor Massie

DIGEST: authorizes the issuance and sale of notes of Marion County, Indiana for the purpose of making a loan to provide funds to acquire a new voting system for Marion County and to pay the expenses in connection with or on account of the issuance of such notes

REFERRED TO: Rules and Public Policy Committee

SPECIAL ORDINANCE 1

APPROVED BY MAYOR: 03/07/2003

JOURNAL PAGE: 83

ADOPTED: 02/24/2003

65 SPONSORED BY: Councillor

DIGEST: appropriates the proceeds (including investment earnings thereon) of the Marion County, Indiana limited recourse notes, Series 2003 A

REFERRED TO: Rules and Public Policy Committee

FISCAL ORDINANCE 17

APPROVED BY MAYOR: 03/07/2003

JOURNAL PAGE: 85

ADOPTED: 02/24/2003

66 SPONSORED BY: Councillor Bainbridge

DIGEST: authorizes stop signs for Danbury Road and Eagledale Drive (District 8)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 13

APPROVED BY MAYOR: 03/07/2003

JOURNAL PAGE: 86

ADOPTED: 02/24/2003

67 SPONSORED BY: Councillor Langsford

DIGEST: authorizes intersection controls for Willow Oaks Subdivision, Section 2 (District 13)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 14

APPROVED BY MAYOR: 03/07/2003

JOURNAL PAGE: 87

ADOPTED: 02/24/2003

68 SPONSORED BY: Councillor Langsford

DIGEST: authorizes intersection controls for Willow Lakes Subdivision, Section 2 (District 13)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 15

APPROVED BY MAYOR: 03/07/2003

JOURNAL PAGE: 87

ADOPTED: 02/24/2003

2003 Proposal Index

69 SPONSORED BY: Councillor Knox

DIGEST: authorizes intersection controls for Gasoline Alley and Grande Avenue (District 17)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 16

APPROVED BY MAYOR: 03/07/2003

JOURNAL PAGE: 88

ADOPTED: 02/24/2003

70 SPONSORED BY: Councillor Knox

DIGEST: authorizes parking restrictions on Regent Street near Lynhurst Drive (District 17)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 17

APPROVED BY MAYOR: 03/07/2003

JOURNAL PAGE: 88

ADOPTED: 02/24/2003

71 SPONSORED BY: Councillors Black, Nytes

DIGEST: authorizes parking restrictions on Central Avenue near 32nd Street (Districts 6, 22)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 18

APPROVED BY MAYOR: 03/07/2003

JOURNAL PAGE: 89

ADOPTED: 02/24/2003

72 SPONSORED BY: Councillor Nytes

DIGEST: authorizes special parking restrictions at various locations on Massachusetts Avenue (District 22)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 19

APPROVED BY MAYOR: 03/07/2003

JOURNAL PAGE: 89

ADOPTED: 02/24/2003

73 SPONSORED BY: Councillor Nytes

DIGEST: authorizes the deletion of parking restrictions on various streets in the Lockerbie Neighborhood (District 22)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 20

APPROVED BY MAYOR: 03/07/2003

JOURNAL PAGE: 90

ADOPTED: 02/24/2003

74 SPONSORED BY: Councillor McWhirter

DIGEST: reappoints Kenneth Almon to the Equal Opportunity Advisory Board

REFERRED TO: Administration and Finance Committee

COUNCIL RESOLUTION 43

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 69

ADOPTED: 02/24/2003

75 SPONSORED BY: Councillors Boyd, Nytes

DIGEST: reappoints Nellie J. Daniels to the Equal Opportunity Advisory Board

REFERRED TO: Administration and Finance Committee

COUNCIL RESOLUTION 44

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 70

ADOPTED: 02/24/2003

76 SPONSORED BY: Councillors Boyd, Nytes

DIGEST: reappoints Colette Anita Johnson to the Equal Opportunity Advisory Board

REFERRED TO: Administration and Finance Committee

COUNCIL RESOLUTION 45

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 70

ADOPTED: 02/24/2003

77 SPONSORED BY: Councillor Borst

DIGEST: reappoints C. Eugene Hendricks to the Metropolitan Development Commission

REFERRED TO: Metropolitan Development Committee

COUNCIL RESOLUTION 58

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 104

ADOPTED: 03/17/2003

2003 Proposal Index

78 SPONSORED BY: Councillor Borst

DIGEST: reappoints Brian Murphy to the Metropolitan Development Commission

REFERRED TO: Metropolitan Development Committee

COUNCIL RESOLUTION 46

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 70

ADOPTED: 02/24/2003

79 SPONSORED BY: Councillor Borst

DIGEST: reappoints Randolph L. Snyder to the Metropolitan Development Commission

REFERRED TO: Metropolitan Development Committee

COUNCIL RESOLUTION 47

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 71

ADOPTED: 02/24/2003

80 SPONSORED BY: Councillor Borst

DIGEST: reappoints Joanna Walker to the Metropolitan Board of Zoning Appeals Division I

REFERRED TO: Metropolitan Development Committee

COUNCIL RESOLUTION 48

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 71

ADOPTED: 02/24/2003

81 SPONSORED BY: Councillor Borst

DIGEST: reappoints Alan Retherford to the Metropolitan Board of Zoning Appeals Division I

REFERRED TO: Metropolitan Development Committee

COUNCIL RESOLUTION 49

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 71

ADOPTED: 02/24/2003

82 SPONSORED BY: Councillor Borst

DIGEST: reappoints Stephen M. Badger to the Metropolitan Board of Zoning Appeals Division II

REFERRED TO: Metropolitan Development Committee

COUNCIL RESOLUTION 50

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 72

ADOPTED: 02/24/2003

83 SPONSORED BY: Councillor Borst

DIGEST: reappoints Mac J. Martin to the Metropolitan Board of Zoning Appeals Division II

REFERRED TO: Metropolitan Development Committee

COUNCIL RESOLUTION 51

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 72

ADOPTED: 02/24/2003

84 SPONSORED BY: Councillor Borst

DIGEST: appoints Michael Engel to the Metropolitan Board of Zoning Appeals Division III

REFERRED TO: Metropolitan Development Committee

COUNCIL RESOLUTION 59

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 104

ADOPTED: 03/17/2003

85 SPONSORED BY: Councillor Borst

DIGEST: reappoints J. Darrell Bakken to the Metropolitan Board of Zoning Appeals Division III

REFERRED TO: Metropolitan Development Committee

COUNCIL RESOLUTION 60

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 104

ADOPTED: 03/17/2003

86 SPONSORED BY: Councillor Borst

DIGEST: reappoints Terry Hursh to the Ft. Benjamin Harrison Reuse Authority

REFERRED TO: Metropolitan Development Committee

COUNCIL RESOLUTION 61

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 105

ADOPTED: 03/17/2003

2003 Proposal Index

87 SPONSORED BY: Councillor Dowden		
DIGEST: reappoints Carol Ryan to the Animal Care and Control Board		
REFERRED TO: Public Safety and Criminal Justice Committee		COUNCIL RESOLUTION 52
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 72	ADOPTED: 02/24/2003
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88 SPONSORED BY: Councillor Dowden		
DIGEST: reappoints Brian Tuohy to the Marion County Public Defender Board		
REFERRED TO: Public Safety and Criminal Justice Committee		COUNCIL RESOLUTION 53
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 73	ADOPTED: 02/24/2003
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89 SPONSORED BY: Councillor Dowden		
DIGEST: appoints Jody Tilford to the Marion County Community Corrections Advisory Board		
REFERRED TO: Public Safety and Criminal Justice Committee		COUNCIL RESOLUTION 54
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 73	ADOPTED: 02/24/2003
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90 SPONSORED BY: Councillor Coonrod		
DIGEST: appoints Mark F. Rumreich to the Marion County Storm Water Management Advisory Committee		
REFERRED TO: Public Works Committee		COUNCIL RESOLUTION 55
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 73	ADOPTED: 02/24/2003
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91 SPONSORED BY: Councillors Langsford, Soards, Talley, Tilford, Bainbridge, Frick, Nytes		
DIGEST: amends the Code to make up any pay difference for Guard and Reserve City and County employees who are called up for active military duty		
REFERRED TO: Administration and Finance Committee		GENERAL ORDINANCE 32
APPROVED BY MAYOR: 04/25/2003	JOURNAL PAGE: 161	ADOPTED: 04/14/2003
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92 SPONSORED BY: Councillors Bradford, Borst		
DIGEST: concerns U.S. Filter and Indianapolis Water Company employees and retirees		
REFERRED TO: Rules and Public Policy Committee		COUNCIL RESOLUTION
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE:	POSTPONED INDEFINITELY
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93 SPONSORED BY: Councillor Horseman		
DIGEST: recognizes Clarian Health's Women's Heart Advantage Program		
REFERRED TO: Committee of the Whole Council		SPECIAL RESOLUTION 2
APPROVED BY MAYOR: 02/14/2003	JOURNAL PAGE: 16	ADOPTED: 02/03/2003
<hr/>		
94 SPONSORED BY: Councillors Frick, Soards		
DIGEST: recognizes the members of the Indianapolis Police Department and their continuing negotiations for a contract with the City of Indianapolis		
REFERRED TO: Committee of the Whole Council		COUNCIL RESOLUTION 2
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 17	ADOPTED: 02/03/2003
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2003 Proposal Index

95 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 6020 South Belmont Avenue (approximate address) (2002-ZON-057)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 7

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 33

ADOPTED: 02/03/2003

96 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 7229 Lake Road (approximate address) (2002-ZON-114)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 8

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 34

ADOPTED: 02/03/2003

97 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 4437 Clark Road (approximate address) (2002-ZON-144)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 9

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 34

ADOPTED: 02/03/2003

98 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 125-135 South Mitthoefer Road (approximate addresses) (2002-ZON-145)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 10

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 34

ADOPTED: 02/03/2003

99 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 5, 3130 German Church Road (approximate address) (2002-ZON-147)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 11

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 34

ADOPTED: 02/03/2003

100 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 6640 Heron Neck Drive (approximate address) (2002-ZON-152)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 12

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 34

ADOPTED: 02/03/2003

101 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 22; 630, 634, 702, 706, and 710 N. College Avenue; 610, 614, 620, 622, and 624 E. Walnut Street; 701, 703 N. Park Avenue; 701 Massachusetts Avenue (aka 708 N. Cincinnati Street) (approximate addresses) (2002-ZON-159)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 13

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 34

ADOPTED: 02/03/2003

2003 Proposal Index

102 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 12, 1710 and 1732 North Mitthoefer Road (approximate addresses) (2002-ZON-161)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 14

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 34

ADOPTED: 02/03/2003

103 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Washington Township, Councilmanic District 3, 202 East 91st Street (approximate address) (2002-ZON-162)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 15

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 35

ADOPTED: 02/03/2003

104 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 8450 Northwest Boulevard (approximate address) (2002-ZON-164)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 16

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 35

ADOPTED: 02/03/2003

105 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 714 East Walnut Street and 719 East Saint Clair Street (approximate addresses) (2002-ZON-167)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 17

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 35

ADOPTED: 02/03/2003

106 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 1745 North Raceway Road (approximate address) (2002-ZON-168)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 18

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 35

ADOPTED: 02/03/2003

107 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 7575 Georgetown Road (approximate address) (2002-ZON-169)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 19

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 35

ADOPTED: 02/03/2003

108 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 6425 Churchman Avenue (approximate address) (2002-ZON-838) (2002-DP-011)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 20

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 35

ADOPTED: 02/03/2003

2003 Proposal Index

109 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 7420 East Edgewood Avenue (approximate address) (2002-ZON-845) (2002-DP-012)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 21

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 35

ADOPTED: 02/03/2003

110 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 7400 US 31 South (approximate address) (2002-ZON-138)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 22

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 35

ADOPTED: 02/03/2003

111 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Perry Township, Councilmanic District 24, 4104 Todd Road (approximate address) (2002-ZON-843) (Amended)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 23

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 35

ADOPTED: 02/03/2003

112 SPONSORED BY: Councillor Massie

DIGEST: appoints Mike Harrington to the Common Construction Wage Committee for the City of Southport

REFERRED TO: Rules and Public Policy Committee

COUNCIL RESOLUTION 31

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 33

ADOPTED: 02/03/2003

113 SPONSORED BY: Councillors McWhirter, Nytes

DIGEST: approves a re-appropriation of \$13,688 in the 2003 Budget of the Office of Corporation Counsel (Federal Grants Fund) to continue funding a community prosecutor and paralegal to work in partnership with law enforcement and community groups on a full-time basis in order to enhance coordination between the city prosecutor's office, law enforcement, and the community in addressing public safety and quality of life issues, financed by funds unspent and carried over from a 2002 federal grant

REFERRED TO: Administration and Finance Committee

FISCAL ORDINANCE 18

APPROVED BY MAYOR: 03/28/2003

JOURNAL PAGE: 112

ADOPTED: 03/17/2003

114 SPONSORED BY: Councillor Bradford

DIGEST: approves an increase of \$1,767,984 in the 2003 Budget of the Office of Family and Children (Family and Children Fund) to pay 2002 bills carried over to 2003, funded by Federal IV-E Reimbursements

REFERRED TO: Community Affairs Committee

FISCAL ORDINANCE 22

APPROVED BY MAYOR: 04/25/2003

JOURNAL PAGE: 143

ADOPTED: 04/14/2003

115 SPONSORED BY: Councillor Bradford

DIGEST: approves an increase of \$20,000 in the 2003 Budgets of the County Auditor and the Cooperative Extension Service (County Grants Fund) for funding of the CARE (Communities Against Rape) Educational Programs for the period of one year (March 2003 through March 2004), funded by a grant from the Endowment Outreach Committee and the Vestry of St. Paul's Episcopal Church

REFERRED TO: Community Affairs Committee

FISCAL ORDINANCE 23

APPROVED BY MAYOR: 04/25/2003

JOURNAL PAGE: 144

ADOPTED: 04/14/2003

2003 Proposal Index

116 SPONSORED BY: Councillor Horseman

DIGEST: concerns legal establishment of nonconforming residential dwelling

REFERRED TO: Metropolitan Development Committee

COUNCIL RESOLUTION

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE:

WITHDRAWN

117 SPONSORED BY: Councillor Dowden

DIGEST: confirms the Marion County Public Defender Board's nomination of David Cook as Marion County Chief Public Defender

REFERRED TO: Public Safety and Criminal Justice Committee

COUNCIL RESOLUTION 62

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 105

ADOPTED: 03/17/2003

118 SPONSORED BY: Councillors Moriarty Adams, Talley

DIGEST: approves an increase of \$1,398,249 in the 2003 Budget of the County Sheriff (County General Fund) to fund 98 additional jail beds at the Corrections Corporation of America (CCA) facility for 2003, funded by the Memorandum of Understanding between the City of Indianapolis, County Auditor, County Sheriff, and the Corrections Corporation of America

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 24

APPROVED BY MAYOR: 04/25/2003

JOURNAL PAGE: 146

ADOPTED: 04/14/2003

119 SPONSORED BY: Councillors Moriarty Adams, Talley

DIGEST: approves an increase of \$521,224 in the 2003 Budget of the County Sheriff (State and Federal Grants Fund) for Crime Analysis Software (55 personal computers, 55 color printers, license agreements, servers, software, and programming), funded by a grant through the U.S. Department of Justice (Local match of \$173,741 is funded by existing appropriations in the Information Services Agency budget.)

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 19

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 113

ADOPTED: 03/17/2003

120 SPONSORED BY: Councillor Dowden

DIGEST: approves a transfer of \$30,000 in the 2003 Budgets of the County Auditor and Community Corrections (State and Federal Grants Fund) to fund the salary of a Screening Analyst, who will be using the LSIR (Level of Services Inventory, Revised) assessment tool

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 21

APPROVED BY MAYOR: 03/28/2003

JOURNAL PAGE: 115

ADOPTED: 03/17/2003

121 SPONSORED BY: Councillor Dowden

DIGEST: seeks authorization for the Marion County Community Corrections Advisory Board to submit a grant application to the Department of Corrections for the State of Indiana to fund the Community Corrections Programs for the State's fiscal years from 2003-2005, beginning July 1, 2003

REFERRED TO: Public Safety and Criminal Justice Committee

COUNCIL RESOLUTION 65

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 116

ADOPTED: 03/17/2003

122 SPONSORED BY: Councillor Coughenour

DIGEST: amends the Code by creating smoke-free work places for employees

REFERRED TO: Rules and Public Policy Committee

GENERAL ORDINANCE

APPROVED BY MAYOR: / /

JOURNAL PAGE:

NO ACTION TAKEN IN 2003

2003 Proposal Index

123 SPONSORED BY: Councillor Smith

DIGEST: authorizes a traffic signal at Arlington Avenue and Stop 11 Road (District 23)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 21

APPROVED BY MAYOR: 03/28/2003

JOURNAL PAGE: 118

ADOPTED: 03/17/2003

124 SPONSORED BY: Councillor Smith

DIGEST: authorizes intersection controls at Fenton Avenue and Lida Lane (District 23)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 22

APPROVED BY MAYOR: 03/28/2003

JOURNAL PAGE: 118

ADOPTED: 03/17/2003

125 SPONSORED BY: Councillor Soards

DIGEST: authorizes multi-way stops for various locations in the College Park Neighborhood (District 1)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 23

APPROVED BY MAYOR: 03/28/2003

JOURNAL PAGE: 118

ADOPTED: 03/17/2003

126 SPONSORED BY: Councillor Cockrum

DIGEST: authorizes intersection controls for the Glenn Woods Subdivision, Sections 1, 2, 3, and 4 (District 19)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 24

APPROVED BY MAYOR: 03/28/2003

JOURNAL PAGE: 119

ADOPTED: 03/17/2003

127 SPONSORED BY: Councillor Brents

DIGEST: authorizes a multi-way stop at 14th Street and Mount Street (District 16)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 25

APPROVED BY MAYOR: 03/28/2003

JOURNAL PAGE: 120

ADOPTED: 03/17/2003

128 SPONSORED BY: Councillor Brents

DIGEST: authorizes intersection controls at Elm Street and Leonard Street (District 16)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 26

APPROVED BY MAYOR: 03/28/2003

JOURNAL PAGE: 120

ADOPTED: 03/17/2003

129 SPONSORED BY: Councillor Talley

DIGEST: authorizes a multi-way stop at 44th Street and Campbell Avenue (District 14)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 27

APPROVED BY MAYOR: 03/28/2003

JOURNAL PAGE: 121

ADOPTED: 03/17/2003

130 SPONSORED BY: Councillor Talley

DIGEST: authorizes a yield sign for Erickson Court at Conried Drive (District 14)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 28

APPROVED BY MAYOR: 03/28/2003

JOURNAL PAGE: 121

ADOPTED: 03/17/2003

131 SPONSORED BY: Councillor Cockrum

DIGEST: authorizes parking restrictions on Morris Street near Bridgeport Road (District 19)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 29

APPROVED BY MAYOR: 03/28/2003

JOURNAL PAGE: 122

ADOPTED: 03/17/2003

2003 Proposal Index

132 SPONSORED BY: Councillor Borst

DIGEST: authorizes parking restrictions on White River Parkway W. Drive between Raymond Street and Drover Street (District 25)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 30

APPROVED BY MAYOR: 03/28/2003

JOURNAL PAGE: 122

ADOPTED: 03/17/2003

133 SPONSORED BY: Councillors Nytes, Gray

DIGEST: authorizes special parking privileges for the Indianapolis Fire Department on New Jersey Street between Massachusetts Avenue and North Street (Districts 22, 9)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 31

APPROVED BY MAYOR: 03/28/2003

JOURNAL PAGE: 122

ADOPTED: 03/17/2003

134 SPONSORED BY: Councillors Nytes, McWhirter

DIGEST: reappoints Steve Ajamie to the County Property Tax Assessment Board of Appeals

REFERRED TO: Administration and Finance Committee

COUNCIL RESOLUTION 63

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 105

ADOPTED: 03/17/2003

135 SPONSORED BY: Councillors Nytes, Langsford, Horseman

DIGEST: recognizes the 42nd Anniversary of the Peace Corps

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 3

APPROVED BY MAYOR: 03/07/2003

JOURNAL PAGE: 64

ADOPTED: 02/24/2003

136 SPONSORED BY: Councillor Coughenour

DIGEST: congratulates Councillor Bob Cockrum for being inducted into the Purdue University ROTC Hall of Fame

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 4

APPROVED BY MAYOR: 03/07/2003

JOURNAL PAGE: 65

ADOPTED: 02/24/2003

137 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 508 East County Line Road (approximate address) (2002-ZON-160)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 24

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 76

ADOPTED: 02/24/2003

138 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 19, 1616 South Girls School Road (approximate address) (2002-ZON-171)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 25

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 76

ADOPTED: 02/24/2003

139 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Pike Township, Councilmanic District 2, 4212 West 71st Street (approximate address) (2002-ZON-179)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 26

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 76

ADOPTED: 02/24/2003

2003 Proposal Index

140 SPONSORED BY: Councillor Nytes

DIGEST: approves the Mayor's appointment of Gabriel B. Paul as hearing officer to preside over the administrative adjudication of parking tickets

REFERRED TO: Administration and Finance Committee

COUNCIL RESOLUTION 67

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 135

ADOPTED: 04/14/2003

141 SPONSORED BY: Councillor McWhirter

DIGEST: amends Sec. 131-242 of the Revised Code to increase the fee collected by the County Auditor to \$5.00 for each endorsement on a document conveying an interest in real property

REFERRED TO: Administration and Finance Committee

GENERAL ORDINANCE 33

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 162

ADOPTED: 04/14/2003

142 SPONSORED BY: Councillors McWhirter, Nytes, Knox, Brents

DIGEST: approves an increase of \$450,000 in the 2003 Budget of the Office of the Controller (City Cumulative Capital Improvement Fund) to acquire the property formerly occupied by Central State Hospital and to begin environmental surveys and preliminary design for a temporary facility to house the IPD mounted patrol, financed by fund balances

REFERRED TO: Administration and Finance Committee

FISCAL ORDINANCE 54

APPROVED BY MAYOR: 06/13/2003

JOURNAL PAGE: 275

ADOPTED: 06/02/2003

143 SPONSORED BY: Councillor McWhirter

DIGEST: approves an increase of \$35,636 in the 2003 Budget of the Pike Township Assessor (County General Fund) to pay the unpaid rent for 2002, financed by fund balances

REFERRED TO: Administration and Finance Committee

FISCAL ORDINANCE 38

APPROVED BY MAYOR: 05/09/2003

JOURNAL PAGE: 189

ADOPTED: 04/28/2003

144 SPONSORED BY: Councillors Langsford, Nytes

DIGEST: approves a transfer of \$315,000 and increase of \$2,775,770 in the 2003 Budget of the Department of Metropolitan Development (Non-Lapsing State Grants, Non-Lapsing Federal Grants, Consolidated County, Federal Grants, and Redevelopment General Funds) to provide affordable and supportive housing opportunities, community development, brownfield assessment and remediation, and economic development initiatives, financed by state and federal grants, fund balances, and a transfer of funds

REFERRED TO: Metropolitan Development Committee

FISCAL ORDINANCE 25

APPROVED BY MAYOR: 04/25/2003

JOURNAL PAGE: 147

ADOPTED: 04/14/2003

145 SPONSORED BY: Councillors Cockrum, Douglas

DIGEST: approves an appropriation of \$7,620,142 in the 2003 Budget of the Department of Parks and Recreation, (Park General Fund) to pay for design and construction of several capital projects, financed by a grant from the Lilly Endowment

REFERRED TO: Parks and Recreation Committee

FISCAL ORDINANCE 26

APPROVED BY MAYOR: 04/25/2003

JOURNAL PAGE: 149

ADOPTED: 04/14/2003

146 SPONSORED BY: Councillors Cockrum, Douglas

DIGEST: approves an increase of \$365,000 in the 2003 Budget of the Department of Parks and Recreation (City Cumulative Capital Improvement Fund) to make improvements to several parks, financed by fund balances

REFERRED TO: Parks and Recreation Committee

FISCAL ORDINANCE 27

APPROVED BY MAYOR: 04/25/2003

JOURNAL PAGE: 150

ADOPTED: 04/14/2003

2003 Proposal Index

147 SPONSORED BY: Councillors Cockrum, Douglas

DIGEST: approves an appropriation of \$95,000 in the 2003 Budget of the Department of Parks and Recreation (Park General Fund) to contract four Hub Naturalists to partner with the Park Rangers and recreational staff, and also with the Environmental Education program staff to increase education and environmental appreciation throughout the county, financed by a grant from the Nina Mason Pulliam Charitable Trust

REFERRED TO: Parks and Recreation Committee

FISCAL ORDINANCE 28

APPROVED BY MAYOR: 04/25/2003

JOURNAL PAGE: 151

ADOPTED: 04/14/2003

148 SPONSORED BY: Councillors Cockrum, Douglas, Talley

DIGEST: approves an increase of \$110,000 in the 2003 Budget of the Department of Parks and Recreation (Federal Grants Fund) to continue the Summer Lunch Program, financed by a federal grant

REFERRED TO: Parks and Recreation Committee

FISCAL ORDINANCE 29

APPROVED BY MAYOR: 04/25/2003

JOURNAL PAGE: 152

ADOPTED: 04/14/2003

149 SPONSORED BY: Councillor Dowden

DIGEST: appoints John von Arx to the Marion County Community Corrections Advisory Board

REFERRED TO: Public Safety and Criminal Justice Committee

COUNCIL RESOLUTION 68

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 135

ADOPTED: 04/14/2003

150 SPONSORED BY: Councillor Dowden

DIGEST: creates a drug testing laboratory fund to support the operation of the Marion County Superior Court drug testing laboratory

REFERRED TO: Public Safety and Criminal Justice Committee

GENERAL ORDINANCE 34

APPROVED BY MAYOR: 04/25/2003

JOURNAL PAGE: 163

ADOPTED: 04/14/2003

151 SPONSORED BY: Councillors Moriarty Adams, Talley

DIGEST: seeks the adoption of a special resolution approving amendments to the Marion County Sheriff's Department Personnel Retirement Plan

REFERRED TO: Public Safety and Criminal Justice Committee

SPECIAL RESOLUTION 16

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 164

ADOPTED: 04/14/2003

152 SPONSORED BY: Councillors Moriarty Adams, Talley

DIGEST: seeks the adoption of a special resolution approving a restatement of the Marion County Sheriff's Department Personnel Retirement Plan

REFERRED TO: Public Safety and Criminal Justice Committee

SPECIAL RESOLUTION 17

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 165

ADOPTED: 04/14/2003

153 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$55,000 in the 2003 Budgets of the County Auditor and the Prosecuting Attorney (State and Federal Grants Fund) to fund the Seat Belt Enforcement Project, funded by a state grant (Governor's Council on Impaired and Dangerous Driving and National Highway Traffic Safety Administration)

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 30

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 153

ADOPTED: 04/14/2003

2003 Proposal Index

154 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$400,000 in the 2003 Budgets of the County Auditor and Prosecuting Attorney (State and Federal Grants Fund) to provide funding for a Forensic Services Agency fingerprint examiner and paralegal, for supplies, and to pay overtime for law enforcement to conduct probation sweeps, funded by the Project Sentry Grant (U.S. Department of Justice)

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 31

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 154

ADOPTED: 04/14/2003

155 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$45,000 in the 2003 Budgets of the County Auditor and the Marion County Superior Court (State and Federal Grants Fund) to appropriate a grant from the Indiana State Supreme Court for the Family Court Pilot Project

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 32

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 155

ADOPTED: 04/14/2003

156 SPONSORED BY: Councillor Dowden

DIGEST: approves a transfer of \$3,721 in the 2003 Budget of the Marion County Superior Court (State and Federal Grants Fund) to pay other expenses associated with the Family Court Project

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 36

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 165

ADOPTED: 04/14/2003

157 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$10,435 in the 2003 Budget of the Marion County Superior Court (State and Federal Grants Fund) to appropriate an increase in the grant from Indiana Criminal Justice Institute for court appointed special advocates for Kids Voice

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 33

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 156

ADOPTED: 04/14/2003

158 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$83,893 in the 2003 Budget of the Marion County Superior Court, Juvenile Division (Guardian Ad Litem Fund) to appropriate an increase in funding for Child Advocates, Inc., funded by the State of Indiana (The local match of \$141,642 is funded by existing appropriations in the Marion County Superior Court, Juvenile Division's budget.)

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 39

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 191

ADOPTED: 04/28/2003

159 SPONSORED BY: Councillor Dowden

DIGEST: approves a transfer of \$3,464 in the 2003 Budgets of the Marion County Superior Court, Juvenile Division and County Auditor (State and Federal Grants Fund) to pay for supplies and other services and charges for the Juvenile Accountability Block Grant #3

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 37

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 166

ADOPTED: 04/14/2003

2003 Proposal Index

160 SPONSORED BY: Councillors Bainbridge, Moriarty Adams

DIGEST: approves an increase of \$1,807,000 in the 2003 Budget of the Department of Public Works, Engineering Division (Transportation General Fund) to make various street improvements associated with I65/I70 in the downtown area (HyperFix Project), funded by INDOT (Indiana Department of Transportation)

REFERRED TO: Public Works Committee

FISCAL ORDINANCE 34

APPROVED BY MAYOR: 04/25/2003

JOURNAL PAGE: 158

ADOPTED: 04/14/2003

161 SPONSORED BY: Councillors Bainbridge, Moriarty Adams

DIGEST: approves an appropriation of \$31,766 in the 2003 Budget of the Department of Public Works, Policy and Planning Division (Non-Lapsing State Grants Fund) to enhance the Hazardous Household Waste Program by including collection and disposal of mercury-containing devices such as fluorescent light bulbs and thermometers from area homes, financed by a grant from IDEM (Indiana Department of Environmental Management)

REFERRED TO: Public Works Committee

FISCAL ORDINANCE 35

APPROVED BY MAYOR: 04/25/2003

JOURNAL PAGE: 159

ADOPTED: 04/14/2003

162 SPONSORED BY: Councillors Brents, Nytes

DIGEST: requests a parking meter blackout on May 23, 2003, to encourage veterans and citizens to observe the 500 Festival Memorial Service on Monument Circle

REFERRED TO: Public Works Committee

GENERAL RESOLUTION 1

APPROVED BY MAYOR: 04/25/2003

JOURNAL PAGE: 167

ADOPTED: 04/14/2003

163 SPONSORED BY: Councillor Soards

DIGEST: appoints Ross Barton to the Beech Grove Public Library Board

REFERRED TO: Municipal Corporations Committee

COUNCIL RESOLUTION 83

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 346

ADOPTED: 07/21/2003

164 SPONSORED BY: Councillor Coonrod

DIGEST: urges the Metropolitan Development Commission to consider an amendment to the zoning ordinance to allow certain temporary signs by not-for-profit organizations in park locations without an improvement location permit

REFERRED TO: Metropolitan Development Committee

COUNCIL RESOLUTION

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE:

POSTPONED INDEFINITELY

165 SPONSORED BY: Councillor Tilford

DIGEST: commends the Department of Public Works employees and others who all helped remove snow this winter

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 5

APPROVED BY MAYOR: 03/28/2003

JOURNAL PAGE: 98

ADOPTED: 03/17/2003

166 SPONSORED BY: Councillor Borst

DIGEST: congratulates Youth as Resources of Central Indiana upon its 15th Anniversary

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 6

APPROVED BY MAYOR: 03/28/2003

JOURNAL PAGE: 98

ADOPTED: 03/17/2003

2003 Proposal Index

167 SPONSORED BY: Councillors Nytes, Soards, Boyd, Black

DIGEST: recognizes the 130th Anniversary of the Indianapolis-Marion County Public Library

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 7

APPROVED BY MAYOR: 03/28/2003

JOURNAL PAGE: 99

ADOPTED: 03/17/2003

168 SPONSORED BY: Councillor Conley

DIGEST: recognizes the April 6, 2003, Inaugural Race for all Races-Indianapolis Diversity Run

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 8

APPROVED BY MAYOR: 03/28/2003

JOURNAL PAGE: 100

ADOPTED: 03/17/2003

169 SPONSORED BY: Councillors Frick, Borst, Bainbridge, Bradford, Cockrum, Coonrod, Coughenour, Dowden, Langsford, Massie, McWhirter, Schneider, Smith, Soards, Tilford

DIGEST: urges peace in the Gulf Region, and expressing appreciation for Indianapolis' servicemen and servicewomen who are on active duty

REFERRED TO: Committee of the Whole Council

COUNCIL RESOLUTION 56

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 102

ADOPTED: 03/17/2003

170 SPONSORED BY: Councillors Horseman, Langsford

DIGEST: concerns legal establishment of nonconforming uses

REFERRED TO: Metropolitan Development Committee

COUNCIL RESOLUTION 69

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 168

ADOPTED: 04/14/2003

171 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 7628 Southeastern Avenue (approximate address) (2002-ZON-813)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 27

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 110

ADOPTED: 03/17/2003

172 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 10, 1835 East 30th Street (approximate address) (2002-ZON-181)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 28

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 110

ADOPTED: 03/17/2003

173 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 629 Russell Avenue (approximate address) (2002-ZON-183)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 29

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 110

ADOPTED: 03/17/2003

174 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 4, 7320 and 7330 East 86th Street (approximate address) (2002-ZON-186)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 30

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 110

ADOPTED: 03/17/2003

2003 Proposal Index

175 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 7750 Southeastern Avenue (approximate address) (2002-ZON-155) (2002-DP-017)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 31

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 110

ADOPTED: 03/17/2003

176 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 10, 3500 East 21st Street (approximate address) (2002-ZON-166)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 32

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 110

ADOPTED: 03/17/2003

177 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 25, 1210, 1218, 1222, 1226, 1228, and 1230 South Meridian Street (approximate addresses) (2002-ZON-182)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 33

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 111

ADOPTED: 03/17/2003

178 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 19, 2930 South Lynhurst Drive (approximate address) (2002-ZON-852)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 34

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 111

ADOPTED: 03/17/2003

179 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 1257 and 1265 East Thompson Road and 5023, 5039, 5047, and 5059 Madison Avenue (approximate addresses) (2002-ZON-853)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 35

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 111

ADOPTED: 03/17/2003

180 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Washington Township, Councilmanic District 3, 9495 River Road (approximate address) (2003-ZON-001)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 36

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 111

ADOPTED: 03/17/2003

181 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 2585 South Franklin Road (approximate address) (2003-ZON-004)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 37

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 111

ADOPTED: 03/17/2003

2003 Proposal Index

182 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 9340 Rawles Avenue (approximate address) (2003-ZON-006)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 38

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 111

ADOPTED: 03/17/2003

183 SPONSORED BY: Councillors Bainbridge, Moriarty Adams

DIGEST: authorizes persons other than city employees to enforce ordinances regarding environmental public nuisances

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 35

APPROVED BY MAYOR: 04/25/2003

JOURNAL PAGE: 169

ADOPTED: 04/14/2003

184 SPONSORED BY: Councillor Short

DIGEST: congratulates the IUPUI Jaguars for their first trip to the NCAA Basketball Tournament

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 15

APPROVED BY MAYOR: 04/25/2003

JOURNAL PAGE: 128

ADOPTED: 04/14/2003

185 SPONSORED BY: Councillor Langsford

DIGEST: a final resolution for Canal Square Associates, L.L.P. in an amount not to exceed \$11,905,000 which consists of refinancing the acquisition, construction and equipping of an existing 275-unit multifamily residential facility located on approximately 3.1 acres of land located at 402 West New York Street (District 16)

REFERRED TO: Metropolitan Development Committee

SPECIAL ORDINANCE 2

APPROVED BY MAYOR: 04/25/2003

JOURNAL PAGE: 141

ADOPTED: 04/14/2003

186 SPONSORED BY: Councillor Dowden

DIGEST: determines the need to lease office space at 2525 North Shadeland Avenue for the Northeast Community Office of the Marion Superior Court Probation Department, Adult Services Division

REFERRED TO: Administration and Finance Committee

SPECIAL RESOLUTION 25

APPROVED BY MAYOR: 05/02/2003

JOURNAL PAGE: 216

ADOPTED: 04/28/2003

187 SPONSORED BY: Councillors Langsford, Horseman

DIGEST: establishes a moratorium on the erection of outdoor advertising signs

REFERRED TO: Metropolitan Development Committee

GENERAL ORDINANCE 44

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 246

ADOPTED: 05/12/2003

188 SPONSORED BY: Councillors Cockrum, Douglas

DIGEST: approves an increase of \$50,000 in the 2003 Budget of the Department of Parks and Recreation (Non-Lapsing Federal Grants Fund and Park General Fund) to aid in reforestation efforts in Perry Township and Warren Township to replace trees that were lost in 2002 from a tornado, financed by a federal grant and from fund balance

REFERRED TO: Parks and Recreation Committee

FISCAL ORDINANCE 46

APPROVED BY MAYOR: 05/23/2003

JOURNAL PAGE: 237

ADOPTED: 05/12/2003

2003 Proposal Index

189 SPONSORED BY: Councillors Dowden, Moriarty Adams

DIGEST: approves an increase of \$64,246 in the 2003 Budget of the Department of Public Safety, Fire Division (Federal Grants Fund) to pay for costs incurred by FEMA'S (Federal Emergency Management Agency) Urban Search and Rescue Team Indiana Task Force One to aid in the Columbia Space Shuttle Disaster recovery, financed by a federal grant

REFERRED TO: Public Safety and Criminal Justice Committee

F.S.S.D.F.O. 4

APPROVED BY MAYOR: 05/09/2003

JOURNAL PAGE: 224

ADOPTED: 04/28/2003

190 SPONSORED BY: Councillors Dowden, Moriarty Adams

DIGEST: approves an appropriation of \$2,772 in the 2003 Budget of the Department of Public Safety, Fire Division (Fire General Fund) to support the SAFE KIDS BUCKLE UP CSSIS (Child Safety Seat Inspection Station) program, financed by a grant (The grant is from a partnership with United Auto Workers, the General Motors Center for Human Resources-Health and Safety, and General Motors.)

REFERRED TO: Public Safety and Criminal Justice Committee

F.S.S.D.F.O. 5

APPROVED BY MAYOR: 05/09/2003

JOURNAL PAGE: 225

ADOPTED: 04/28/2003

191 SPONSORED BY: Councillors Dowden, Moriarty Adams

DIGEST: approves a transfer of \$1,891,324 in the 2003 Budget of the Department of Public Safety, Police Division (Police General and Consolidated County Funds) to fund staffing at the new Arrestee Processing Center

REFERRED TO: Public Safety and Criminal Justice Committee

P.S.S.D.F.O. 1

APPROVED BY MAYOR: 05/09/2003

JOURNAL PAGE: 222

ADOPTED: 04/28/2003

192 SPONSORED BY: Councillor McWhirter

DIGEST: approves an increase of \$20,000 in the 2003 Budgets of the County Auditor and the Prosecuting Attorney (State and Federal Grants Fund) to fund one part time investigator for the Street Level Advocates Program and for Nuisance Abatement, funded by a grant from the U.S. Department of Housing and Urban Development

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 40

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 192

ADOPTED: 04/28/2003

193 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$496,380 in the 2003 Budgets of the County Auditor and the Marion County Superior Court (State and Federal Grants Fund) to fund salaries and contractual services for the Young Offenders Diversion Program, funded by a grant from the Edward Byrne Memorial State and Local Law Enforcement Formula Grant Program (The local match of \$219,078 is funded from existing appropriations in the budgets of various county agencies.)

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 41

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 192

ADOPTED: 04/28/2003

194 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$160,806 in the 2003 Budgets of the County Auditor and the Marion County Superior Court (State and Federal Grants Fund) to fund salaries for the Drug Treatment Diversion Program, funded by a grant from the Edward Byrne Memorial State and Local Law Enforcement Formula Grant Program (The local match of \$76,985 is funded by existing appropriations in the budgets of various county agencies.)

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 42

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 194

ADOPTED: 04/28/2003

2003 Proposal Index

195 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$86,232 in the 2003 Budget of the Marion County Superior Court (State and Federal Grants Fund) to provide funds for CASI (Community Addictions Services of Indiana) program and utilities at the Community Court, funded by a grant from the Edward Byrne Memorial and Local Law Enforcement Formula Grant Program

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 43

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 195

ADOPTED: 04/28/2003

196 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$225,000 in the 2003 Budgets of the County Auditor and the Marion County Superior Court, Juvenile Division (State and Federal Grants Fund) to fund the Juvenile Re-Entry Initiative for a three year period, funded by a grant from the U.S. Department of Justice

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 44

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 195

ADOPTED: 04/28/2003

197 SPONSORED BY: Councillors Bainbridge, Langsford, McWhirter, Moriarty Adams

DIGEST: approves an appropriation of \$2,710,000 in the 2003 Budget of the Department of Public Works, (Transportation General Fund) to fund unanticipated levels of snow and ice removal, and pothole repair efforts caused by near record amounts of snow fall this winter season, financed by fund balances

REFERRED TO: Public Works Committee

FISCAL ORDINANCE 45

APPROVED BY MAYOR: 05/08/2003

JOURNAL PAGE: 197

ADOPTED: 04/28/2003

198 SPONSORED BY: Councillor Coonrod

DIGEST: authorizes multi-way stops at 36th Place and Ireland Drive and at 36th Street and Wittfield Street (District 5)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 37

APPROVED BY MAYOR: 05/09/2003

JOURNAL PAGE: 218

ADOPTED: 04/28/2003

199 SPONSORED BY: Councillor Coughenour

DIGEST: authorizes intersection controls for the White Oak Woods Subdivision, Sections 1 and 2 (District 24)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 38

APPROVED BY MAYOR: 05/09/2003

JOURNAL PAGE: 219

ADOPTED: 04/28/2003

200 SPONSORED BY: Councillor Nytes

DIGEST: authorizes a multi-way stop at 32nd Street and Winthrop Avenue (District 22)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 39

APPROVED BY MAYOR: 05/09/2003

JOURNAL PAGE: 219

ADOPTED: 04/28/2003

201 SPONSORED BY: Councillor Langsford

DIGEST: authorizes multi-way stops at St. Clair Street and Layman Avenue and at St. Clair Street and Lesley Avenue (District 13)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 40

APPROVED BY MAYOR: 05/09/2003

JOURNAL PAGE: 220

ADOPTED: 04/28/2003

2003 Proposal Index

202 SPONSORED BY: Councillors Borst, Short

DIGEST: authorizes parking restrictions on Shelby Street near Naomi Street (Districts 21, 25)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 41

APPROVED BY MAYOR: 05/09/2003

JOURNAL PAGE: 221

ADOPTED: 04/28/2003

203 SPONSORED BY: Councillor Knox

DIGEST: authorizes parking restrictions on Farnsworth Street between Holt Road and Tibbs Avenue (District 17)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 42

APPROVED BY MAYOR: 05/09/2003

JOURNAL PAGE: 221

ADOPTED: 04/28/2003

204 SPONSORED BY: Councillor Knox

DIGEST: authorizes parking restrictions on Michigan Street between Alton Avenue and Tibbs Avenue (District 17)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 43

APPROVED BY MAYOR: 05/09/2003

JOURNAL PAGE: 221

ADOPTED: 04/28/2003

205 SPONSORED BY: Councillor Nytes

DIGEST: approves the issuance of special taxing district bonds of the Park District of the City of Indianapolis, Indiana, to be designated as "City of Indianapolis, Indiana, Park District Refunding Bonds of 2003, Series A," in an aggregate principal amount not to exceed Ten Million Dollars

REFERRED TO: Parks and Recreation Committee

GENERAL RESOLUTION 2

APPROVED BY MAYOR: 05/09/2003

JOURNAL PAGE: 198

ADOPTED: 04/28/2003

206 SPONSORED BY: Councillor Nytes

DIGEST: approves the issuance of refunding bonds in an amount not to exceed Five Million Dollars to refund outstanding general obligation bonds issued originally in 1987, for debt service savings due to decrease in interest costs

REFERRED TO: Public Works Committee

SPECIAL ORDINANCE 3

APPROVED BY MAYOR: 05/09/2003

JOURNAL PAGE: 201

ADOPTED: 04/28/2003

207 SPONSORED BY: Councillor Nytes

DIGEST: approves the appropriation of refunding bond proceeds in an amount not to exceed Five Million Dollars, issued to refund outstanding general obligation bonds issued originally in 1987, for debt service savings due to decrease in interest costs

REFERRED TO: Public Works Committee

GENERAL RESOLUTION 3

APPROVED BY MAYOR: 05/09/2003

JOURNAL PAGE: 209

ADOPTED: 04/28/2003

208 SPONSORED BY: Councillor Nytes

DIGEST: approves the issuance of special taxing district bonds of the Metropolitan Thoroughfare District of the City of Indianapolis, Indiana, to be designated as "City of Indianapolis, Indiana, Metropolitan Thoroughfare District Refunding Bonds of 2003, Series A," in an aggregate principal amount not to exceed Thirty Million Dollars

REFERRED TO: Public Works Committee

GENERAL RESOLUTION 4

APPROVED BY MAYOR: 05/09/2003

JOURNAL PAGE: 210

ADOPTED: 04/28/2003

2003 Proposal Index

209 SPONSORED BY: Councillor Nytes

DIGEST: approves the issuance of special taxing district bonds of the Metropolitan Thoroughfare District of the City of Indianapolis, Indiana, to be designated as "City of Indianapolis, Indiana, Metropolitan Thoroughfare District Bonds of 2003, Series A," in an original aggregate amount not to exceed Six Million Dollars

REFERRED TO: Public Works Committee

GENERAL RESOLUTION 5

APPROVED BY MAYOR: 05/09/2003

JOURNAL PAGE: 212

ADOPTED: 04/28/2003

210 SPONSORED BY: Councillor Nytes

DIGEST: approve the issuance of special taxing district bonds of the Sanitary District of the City of Indianapolis, Indiana, to be designated as "City of Indianapolis, Indiana, Sanitary District Refunding Bonds of 2003, Series A," in an aggregate principal amount not to exceed Twenty Million Dollars

REFERRED TO: Public Works Committee

GENERAL RESOLUTION 6

APPROVED BY MAYOR: 05/09/2003

JOURNAL PAGE: 212

ADOPTED: 04/28/2003

211 SPONSORED BY: Councillor Nytes

DIGEST: approves the issuance of special taxing district bonds of the Flood Control District of the City of Indianapolis, Indiana, to be designated as "City of Indianapolis, Indiana, Flood Control District Bonds of 2003, Series A," in an original aggregate principal amount not to exceed Twenty Million Dollars

REFERRED TO: Public Works Committee

GENERAL RESOLUTION 7

APPROVED BY MAYOR: 05/09/2003

JOURNAL PAGE: 213

ADOPTED: 04/28/2003

212 SPONSORED BY: Councillors Frick, Knox, Soards, Coonrod, Tilford

DIGEST: requests the creation of a "Fresh Air Indy" program that encourages high quality indoor air in Indianapolis

REFERRED TO: Rules and Public Policy Committee

COUNCIL RESOLUTION

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE:

POSTPONED INDEFINITELY

213 SPONSORED BY: Councillors Bainbridge, Gibson, Talley

DIGEST: approves the Mayor's establishment of a charter school by issuing a charter to Andrew J. Brown Charter School, Inc.

REFERRED TO: Rules and Public Policy Committee

COUNCIL RESOLUTION 72

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 217

ADOPTED: 04/28/2003

214 SPONSORED BY: Councillor Boyd

DIGEST: recognizes the dedicated public service of Alfred (Al) Polin for serving two terms on the Citizens Police Complaint Board

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 9

APPROVED BY MAYOR: 04/25/2003

JOURNAL PAGE: 129

ADOPTED: 04/14/2003

215 SPONSORED BY: Councillor Boyd

DIGEST: recognizes the dedicated public service of Bruce Laetsch for serving two terms on the Citizens Police Complaint Board

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 10

APPROVED BY MAYOR: 04/25/2003

JOURNAL PAGE: 129

ADOPTED: 04/14/2003

2003 Proposal Index

216 SPONSORED BY: Councillor Boyd

DIGEST: recognizes the dedicated public service of Waldine Anderson for serving two terms on the Citizens Police Complaint Board

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 11

APPROVED BY MAYOR: 04/25/2003

JOURNAL PAGE: 130

ADOPTED: 04/14/2003

217 SPONSORED BY: Councillors Horseman, Sanders, Conley, Gibson

DIGEST: recognizes Kim Boyd and the Helping Others Prosper Economically (H.O.P.E.) Team

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 12

APPROVED BY MAYOR: 04/25/2003

JOURNAL PAGE: 130

ADOPTED: 04/14/2003

218 SPONSORED BY: Councillors Schneider, Dowden, Bradford, Coughenour

DIGEST: concerns the Indianapolis Training Center

REFERRED TO: Committee of the Whole Council

COUNCIL RESOLUTION 66

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 132

ADOPTED: 04/14/2003

219 SPONSORED BY: Councillor Cockrum

DIGEST: recognizes Indianapolis Power & Light Company's "National Emergency Response Award for 2002"

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 13

APPROVED BY MAYOR: 04/25/2003

JOURNAL PAGE: 133

ADOPTED: 04/14/2003

220 SPONSORED BY: Councillors Cockrum, Nytes

DIGEST: recognizes the Indianapolis Mapping and Geographic Infrastructure System (IMAGIS) for winning three awards at the State GIS Conference

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 14

APPROVED BY MAYOR: 04/25/2003

JOURNAL PAGE: 134

ADOPTED: 04/14/2003

221 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 7549 and 7731 East Edgewood Avenue (approximate address)es (2002-ZON-165) (2002-DP-019)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 39

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 139

ADOPTED: 04/14/2003

222 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 8401 Brookville Road (approximate address) (2002-ZON-174)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 40

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 139

ADOPTED: 04/14/2003

223 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 8332 East Raymond Street (approximate address) (2002-ZON-175) (2002-DP-020)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 41

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 140

ADOPTED: 04/14/2003

2003 Proposal Index

224 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Washington Township, Councilmanic District 9, 2702 Kessler Blvd, West Drive (approximate address) (2002-ZON-184)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 42

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 140

ADOPTED: 04/14/2003

225 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 12, 2505 North Cumberland Road (approximate address) (2002-ZON-185)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 43

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 140

ADOPTED: 04/14/2003

226 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Washington Township, Councilmanic District 2, 8577 One West Drive (approximate address) (2002-ZON-188) (2002-DP-022)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 44

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 140

ADOPTED: 04/14/2003

227 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 6210 East Troy Avenue (approximate address) (2002-ZON-854)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 45

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 140

ADOPTED: 04/14/2003

228 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 10150 East 63rd Street (approximate address) City of Lawrence (2003-ZON-016)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 46

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 140

ADOPTED: 04/14/2003

229 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 9, 1057 and 1063 West 31st Street and 1050 and 1060 West 30th Street (approximate addresses) (2003-ZON-008)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 47

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 140

ADOPTED: 04/14/2003

230 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 10, 2349 Keystone Way (approximate address) (2003-ZON-021)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 48

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 140

ADOPTED: 04/14/2003

2003 Proposal Index

231 SPONSORED BY: Councillor Langsford

DIGEST: an inducement resolution for Phoenix Apartments (to be renamed "Avondale Village") in an amount not to exceed \$12,000,000 which consists of the acquisition and rehabilitation of an existing 328-unit apartment complex on an approximately 10.31 acre parcel of land located at 4004 Meadows Drive (District 11)

REFERRED TO: Metropolitan Development Committee

SPECIAL RESOLUTION 24

APPROVED BY MAYOR: 05/09/2003

JOURNAL PAGE: 187

ADOPTED: 04/28/2003

232 SPONSORED BY: Councillor Langsford

DIGEST: an inducement resolution for Arbors at Arlington Apartments Project in an amount not to exceed \$12,000,000 which consists of the construction of a 176-unit multifamily residential facility on approximately 22 acres of land located at Southeastern Avenue immediately west of I-465 (District 13)

REFERRED TO: Metropolitan Development Committee

SPECIAL RESOLUTION 28

APPROVED BY MAYOR: 05/23/2003

JOURNAL PAGE: 248

ADOPTED: 05/12/2003

233 SPONSORED BY: Councillor Langsford

DIGEST: an inducement resolution for Lynhurst Apartments Project in an amount not to exceed \$11,000,000 which consists of the acquisition, construction and equipping of a 212-unit apartment complex on an approximately 24.242 acre parcel of real estate located at 3400 South Lynhurst Drive (District 19)

REFERRED TO: Metropolitan Development Committee

SPECIAL RESOLUTION

APPROVED BY MAYOR: / /

JOURNAL PAGE: 249

STRICKEN: 05/12/2003

234 SPONSORED BY: Councillors Dowden, Moriarty Adams, Talley

DIGEST: approves an increase of \$47,255 in the 2003 Budgets of the County Auditor and the County Sheriff (County Grants Fund) to pay one officer to transport prisoners from Marion County Lock-Up for screening and treatment for sexually transmitted diseases, funded by a grant from Health and Hospital Corporation and Marion County Health Department

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 47

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 239

ADOPTED: 05/12/2003

235 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$54,000 in the 2003 Budgets of the County Auditor and the Marion County Justice Agency (State and Federal Grants Fund) to pay the salary of a coordinator and newsletter expenses for the Indianapolis Violence Reduction Partnership, funded by a state grant (Indianapolis Violence Reduction Partnership Grant) (The local match of \$18,000 is funded by existing appropriations in the County Auditor and Marion County Justice Agency budgets.)

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 51

APPROVED BY MAYOR: 05/23/2003

JOURNAL PAGE: 243

ADOPTED: 05/12/2003

236 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$149,912 in the 2003 Budgets of the County Auditor and the Marion County Justice Agency (State and Federal Grants Fund) to appropriate funds for the salary of a Project Safe Neighborhoods Researcher, other contractual work, and travel expenses, funded by a federal grant (Project Safe Neighborhoods Research Partner/Crime Analyst Grant)

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 48

APPROVED BY MAYOR: 05/23/2003

JOURNAL PAGE: 240

ADOPTED: 05/12/2003

2003 Proposal Index

237 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$445,100 in the 2003 Budgets of the County Auditor and the Marion County Justice Agency (State and Federal Grants Fund) to appropriate funds for the salaries and fringes for Metro Drug Task Force employees, funded by a state grant (Metro Drug Task Force Grant) (The local match of \$564,601 is funded by Indianapolis Police Department (\$513,776) and the County Sheriff (\$50,825).

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 49

APPROVED BY MAYOR: 05/23/2003

JOURNAL PAGE: 240

ADOPTED: 05/12/2003

238 SPONSORED BY: Councillor Dowden

DIGEST: approves a transfer of \$137,500 in the 2003 Budgets of the County Auditor and the Marion County Justice Agency (Drug Free Community Fund) to pay the salaries of employees in the Marion Superior Court, Prosecuting Attorney, and Marion County Justice Agency, per grant awards

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 52

APPROVED BY MAYOR: 05/23/2003

JOURNAL PAGE: 250

ADOPTED: 05/12/2003

239 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$110,000 in the 2003 Budget of the Marion Superior Court, Juvenile Division (Juvenile Probation Fund) to increase funding for juvenile probation, funded by the increase of revenue generated by the Court

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 50

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 241

ADOPTED: 05/12/2003

240 SPONSORED BY: Councillor Dowden

DIGEST: approves a transfer of \$30,000 to the 2003 Budget of the County Auditor from the Marion Superior Court, Juvenile Division (County General Fund) to pay fringe benefits

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 53

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 251

ADOPTED: 05/12/2003

241 SPONSORED BY: Councillors Dowden, Moriarty Adams, Bainbridge, Talley

DIGEST: approves a transfer of \$175,000 in the 2003 Budget of the Department of Public Safety, Police Division (Solid Waste Collection Service District Fund) to perform illegal dumping enforcement in Marion County, financed by a transfer from the Department of Public Works, Operations Division

REFERRED TO: Public Works Committee

S.W.C.S.S.D.F.O. 1

APPROVED BY MAYOR: 07/03/2003

JOURNAL PAGE: 326

ADOPTED: 06/23/2003

242 SPONSORED BY: Councillor Bradford

DIGEST: requests an increase in funds for the Forensic Services Agency to be able to conduct DNA tests more rapidly

REFERRED TO: Public Safety and Criminal Justice Committee

COUNCIL RESOLUTION 75

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 253

ADOPTED: 05/12/2003

243 SPONSORED BY: Councillor Dowden

DIGEST: appoints Michael A. Evans to the Indianapolis-Marion County Forensic Board

REFERRED TO: Public Safety and Criminal Justice Committee

COUNCIL RESOLUTION

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 265

STRICKEN: 06/02/2003

2003 Proposal Index

244 SPONSORED BY: Councillor Cockrum

DIGEST: approves certain public purpose grants totaling \$1,625,000 for the support of the arts

REFERRED TO: Parks and Recreation Committee

GENERAL RESOLUTION 8

APPROVED BY MAYOR: 05/23/2003

JOURNAL PAGE: 254

ADOPTED: 05/12/2003

245 SPONSORED BY: Councillor Dowden

DIGEST: recognizes the May 1, 2003, National Day of Prayer

REFERRED TO: Committee of the Whole Council

COUNCIL RESOLUTION 70

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 178

ADOPTED: 04/28/2003

246 SPONSORED BY: Councillors Borst, Boyd

DIGEST: remembers the life of Sam Jones

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 18

APPROVED BY MAYOR: 05/23/2003

JOURNAL PAGE: 230

ADOPTED: 05/12/2003

247 SPONSORED BY: Councillors Tilford, Langsford

DIGEST: recognizes the April 12, 2003 Warren Pride Community Cleanup Day

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 19

APPROVED BY MAYOR: 05/09/2003

JOURNAL PAGE: 179

ADOPTED: 04/28/2003

248 SPONSORED BY: Councillor Bradford

DIGEST: recognizes the Class 3A State Basketball Champion Bishop Chatard Trojans

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 20

APPROVED BY MAYOR: 05/09/2003

JOURNAL PAGE: 180

ADOPTED: 04/28/2003

249 SPONSORED BY: Councillor Coughenour

DIGEST: recognizes the Beech Grove High School's first girls Class 3A state championship title

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 21

APPROVED BY MAYOR: 05/09/2003

JOURNAL PAGE: 181

ADOPTED: 04/28/2003

250 SPONSORED BY: Councillors Sanders, Conley, Gibson, Horseman

DIGEST: recognizes Workers Memorial Day being celebrated today, April 28, 2003

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 22

APPROVED BY MAYOR: 05/09/2003

JOURNAL PAGE: 182

ADOPTED: 04/28/2003

251 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Washington Township, Councilmanic District 2, 6664, 6666, and 6668 Cornell Avenue (approximate addresses) (2003-ZON-007) (2003-DP-002)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 49

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 185

ADOPTED: 04/28/2003

2003 Proposal Index

252 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 1802 North Central Avenue (approximate address) (2000-ZON-097)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 50

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 185

ADOPTED: 04/28/2003

253 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 5155 North College Avenue (approximate address) (2000-ZON-113)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 51

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 185

ADOPTED: 04/28/2003

254 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 1010, 1012, 1020, 1022, 1026 North Central Avenue; 1005, 1009, 1013, 1019 and 1021 North New Jersey Street; and 334 East 10th Street (approximate addresses) (2001-ZON-076)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 52

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 185

ADOPTED: 04/28/2003

255 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 1025-1027 North New Jersey Street (approximate addresses) (2001-ZON-112)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 53

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 185

ADOPTED: 04/28/2003

256 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 401 North College Avenue (approximate address) (2001-ZON-134)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 54

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 186

ADOPTED: 04/28/2003

257 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 5418 Elmwood Avenue (approximate address), City of Beech Grove (2003-ZON-017)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 55

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 186

ADOPTED: 04/28/2003

258 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 8, 6333 Hollister Drive (approximate address) (2003-ZON-019)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 56

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 186

ADOPTED: 04/28/2003

2003 Proposal Index

259 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 14, 9809 East 42nd Street (approximate address) (2003-ZON-022)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 57

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 186

ADOPTED: 04/28/2003

260 SPONSORED BY: Councillor Horseman

DIGEST: recognizes this year's Cinco de Mayo Celebration on Sunday, May 4

REFERRED TO: Committee of the Whole Council

COUNCIL RESOLUTION 71

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 183

ADOPTED: 04/28/2003

261 SPONSORED BY: Councillors McWhirter, Sanders

DIGEST: approves an increase of \$800,000 in the 2003 Budget of the Office of the City Controller (City Cumulative Capital Improvement Fund) to provide funding for certain capital improvements for the Indianapolis Housing Authority, financed by fund balances

REFERRED TO: Administration and Finance Committee

FISCAL ORDINANCE 55

APPROVED BY MAYOR: 06/13/2003

JOURNAL PAGE: 276

ADOPTED: 06/02/2003

262 SPONSORED BY: Councillors Cockrum, Brents

DIGEST: approves a transfer of \$50,000 in the 2003 Budget of the Department of Parks and Recreation (Park General Fund) to cover overtime costs incurred while assisting Department of Public Works in snow removal and pothole repairs during the latest winter season

REFERRED TO: Parks and Recreation Committee

FISCAL ORDINANCE 62

APPROVED BY MAYOR: 06/13/2003

JOURNAL PAGE: 283

ADOPTED: 06/02/2003

263 SPONSORED BY: Councillors Cockrum, Brents

DIGEST: approves a transfer of \$45,000 in the 2003 Budget of the Department of Parks and Recreation (Transportation General Fund) to employ an inspector for street trees in the public right of way

REFERRED TO: Parks and Recreation Committee

FISCAL ORDINANCE 63

APPROVED BY MAYOR: 06/13/2003

JOURNAL PAGE: 283

ADOPTED: 06/02/2003

264 SPONSORED BY: Councillors Dowden, Moriarty Adams, Talley, Soards

DIGEST: approves an increase of \$245,000 in the 2003 Budget of the Department of Public Safety, Police Division (City Cumulative Capital Improvement Fund) to use as matching requirements for a Department of Justice Block Grant to purchase police vehicles, financed by fund balances

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 56

APPROVED BY MAYOR: 06/13/2003

JOURNAL PAGE: 278

ADOPTED: 06/02/2003

265 SPONSORED BY: Councillors Dowden, Moriarty Adams, Talley

DIGEST: approves a transfer of \$8,565 in the 2003 Budget of the Department of Public Safety, Fire Division (Non-Lapsing Federal Grants Fund) to purchase an educational robot to further the Survive Alive mission of fire safety education in schools, churches, youth serving agencies, and community events

REFERRED TO: Public Safety and Criminal Justice Committee

F.S.S.D.F.O. 6

APPROVED BY MAYOR: 06/13/2003

JOURNAL PAGE: 285

ADOPTED: 06/02/2003

2003 Proposal Index

266 SPONSORED BY: Councillors Dowden, Moriarty Adams, Talley

DIGEST: approves an increase of \$250,000 in the 2003 Budget of the Department of Public Safety, Emergency Management and Planning Division (Non-Lapsing Federal Grants Fund) to assist in the critical initial response effort by providing funding and contract requirements to each Metropolitan Medical Response System jurisdiction to purchase the local supplies needed to respond to a weapons of mass destruction event, financed by a federal grant

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 57

APPROVED BY MAYOR: 06/13/2003

JOURNAL PAGE: 278

ADOPTED: 06/02/2003

267 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$346,062 in the 2003 Budgets of the County Auditor and the Prosecuting Attorney (State and Federal Grants Fund) to support the efforts of the Adult Protective Services Unit, funded by a state and federal grant

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 58

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 279

ADOPTED: 06/02/2003

268 SPONSORED BY: Councillor Dowden

DIGEST: (no digest)

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE:

WITHDRAWN

269 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$7,000 in the 2003 Budgets of the County Auditor and the Marion County Superior Court (County Grants Fund) to provide local hosting and program arrangements for the Library of Congress-Open World Russian Leadership Program, funded by a grant from the Academy for Educational Development

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 60

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 281

ADOPTED: 06/02/2003

270 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$10,000 in the 2003 Budget of the Marion County Superior Court (Drug Treatment Diversion Fund) to provide drug testing and incentives for Drug Treatment Court participants, financed by fund balances

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 61

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 281

ADOPTED: 06/02/2003

271 SPONSORED BY: Councillor McWhirter

DIGEST: creates the Capital Lease Fund as a nonreverting fund

REFERRED TO: Administration and Finance Committee

GENERAL ORDINANCE 45

APPROVED BY MAYOR: 07/03/2003

JOURNAL PAGE: 304

ADOPTED: 06/23/2003

272 SPONSORED BY: Councillors Borst, Dowden, Boyd, Soards, Moriarty Adams, Frick

DIGEST: establishes a Marion County Criminal Justice Planning Council

REFERRED TO: Public Safety and Criminal Justice Committee

GENERAL ORDINANCE 46

APPROVED BY MAYOR: 07/03/2003

JOURNAL PAGE: 313

ADOPTED: 06/23/2003

2003 Proposal Index

273 SPONSORED BY: Councillor Horseman

DIGEST: recognizes the third anniversary of the newspaper "La Voz de Indiana"

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 26

APPROVED BY MAYOR: 05/23/2003

JOURNAL PAGE: 231

ADOPTED: 05/12/2003

274 SPONSORED BY: Councillor Smith

DIGEST: recognizes local law enforcement officers and employees called to active duty during Operation Iraqi Freedom

REFERRED TO: Committee of the Whole Council

COUNCIL RESOLUTION 73

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 232

ADOPTED: 05/12/2003

275 SPONSORED BY: Councillor Langsford

DIGEST: recognizes Thomas Hanify for his work with Indianapolis Metropolitan Professional Firefighters Local 416, and wishes him well as President of the Professional Fire Fighters Union of Indiana

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 27

APPROVED BY MAYOR: 05/23/2003

JOURNAL PAGE: 233

ADOPTED: 05/12/2003

276 SPONSORED BY: Councillor Borst

DIGEST: appoints Daniel T. Moriarty to the Common Construction Wage Committee for Perry Township

REFERRED TO: Rules and Public Policy Committee

COUNCIL RESOLUTION 74

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 233

ADOPTED: 05/12/2003

277 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Perry Township, Councilmanic District 24, 4900 East Thompson Road (approximate address) (2002-ZON-177)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 58

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 236

ADOPTED: 05/12/2003

278 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 4, 8400 Clear Vista Place (approximate address) (2003-ZON-026)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 59

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 236

ADOPTED: 05/12/2003

279 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 5101 South Franklin Road and 9107 East Thompson Road (approximate addresses) (2003-ZON-082) (2002-DP-021)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 60

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 236

ADOPTED: 05/12/2003

280 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Washington Township, Councilmanic District 6, 4149 and 4153 Boulevard Place (approximate addresses) (2003-ZON-808)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 61

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 236

ADOPTED: 05/12/2003

2003 Proposal Index

281 SPONSORED BY: Councillor Massie

DIGEST: appoints Matt Klein to the Board of Ethics

REFERRED TO: Rules and Public Policy Committee

COUNCIL RESOLUTION 76

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 266

ADOPTED: 06/02/2003

282 SPONSORED BY: Councillor Langsford

DIGEST: a final resolution for Orchard Park Apartments in an amount not to exceed \$1,600,000 which consists of the acquisition and rehabilitation of the existing 94-unit, apartment complex on an approximately 6.784 acre parcel of real estate located at 3201 North Baltimore (District 11)

REFERRED TO: Metropolitan Development Committee

SPECIAL ORDINANCE 4

APPROVED BY MAYOR: 06/13/2003

JOURNAL PAGE: 272

ADOPTED: 06/02/2003

283 SPONSORED BY: Councillor Tilford

DIGEST: determines the need to sublease approximately 950 square feet of office space at the Southwest Multi-Service Center, 5333 West Washington Street, for use by the Community Corrections' home-detention personnel

REFERRED TO: Administration and Finance Committee

SPECIAL RESOLUTION 39

APPROVED BY MAYOR: 07/03/2003

JOURNAL PAGE: 319

ADOPTED: 06/23/2003

284 SPONSORED BY: Councillor Cockrum

DIGEST: amends the Code regarding the IMAGIS special projects fund

REFERRED TO: Administration and Finance Committee

GENERAL ORDINANCE 47

APPROVED BY MAYOR: 07/03/2003

JOURNAL PAGE: 319

ADOPTED: 06/23/2003

285 SPONSORED BY: Councillor Cockrum

DIGEST: approves a transfer of \$5,000 in the 2003 Budget of the Decatur Township Assessor (Property Reassessment Fund) to pay for mapping video cards

REFERRED TO: Administration and Finance Committee

FISCAL ORDINANCE 72

APPROVED BY MAYOR: 07/03/2003

JOURNAL PAGE: 320

ADOPTED: 06/23/2003

286 SPONSORED BY: Councillor Coughenour

DIGEST: reappoints Robert Thomas Burns to the Indianapolis-Marion County Building Authority Board of Trustees

REFERRED TO: Administration and Finance Committee

COUNCIL RESOLUTION 78

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 296

ADOPTED: 06/23/2003

287 SPONSORED BY: Councillor Bradford

DIGEST: approves an increase of \$10,595 in the 2003 Budgets of the County Auditor and the Cooperative Extension Service (County Grants Fund) to fund summer camp programs, funded by grants from The Lilly Foundation, The Journey, and the Indianapolis Foundation

REFERRED TO: Community Affairs Committee

FISCAL ORDINANCE 64

APPROVED BY MAYOR: 07/03/2003

JOURNAL PAGE: 305

ADOPTED: 06/23/2003

288 SPONSORED BY: Councillor Soards

DIGEST: appoints Sarah Taylor to the Indianapolis-Marion County Public Library Board

REFERRED TO: Municipal Corporations Committee

COUNCIL RESOLUTION 79

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 296

ADOPTED: 06/23/2003

2003 Proposal Index

289 SPONSORED BY: Councillor Soards

DIGEST: appoints Danny M. Crenshaw to the Indianapolis Public Transportation Corporation

REFERRED TO: Municipal Corporations Committee

COUNCIL RESOLUTION 80

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 297

ADOPTED: 06/23/2003

290 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$57,300 in the 2003 Budgets of the County Prosecutor and the County Auditor (State and Federal Grants Fund) to provide continued funding for a deputy prosecutor and part time investigator/victim advocate for the Regional Gang Interdiction Program, funded by a state grant (Byrne Memorial Funds awarded through Indiana Criminal Justice Institute)

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 65

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 307

ADOPTED: 06/23/2003

291 SPONSORED BY: Councillor Dowden

DIGEST: approves a transfer of \$8,178 in the 2003 Budgets of the County Auditor and the County Prosecutor (State and Federal Grants Fund) to transfer remaining balances in Personal Services, Fringes, and Other Services and Charges to Supplies and Capital Outlay to cover existing expenses

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 73

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 321

ADOPTED: 06/23/2003

292 SPONSORED BY: Councillor Dowden

DIGEST: approves a transfer of \$48,061 in the 2003 Budgets of the County Prosecutor and County Auditor (State and Federal Grants Fund) to transfer remaining balances in Personal Services to Supplies and Capital Outlay to cover existing expenses

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 74

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 321

ADOPTED: 06/23/2003

293 SPONSORED BY: Councillor Dowden

DIGEST: funds MECA operations in 2004 with County Option Income Tax revenue in the amount of \$2,750,000

REFERRED TO: Public Safety and Criminal Justice Committee

SPECIAL ORDINANCE 5

APPROVED BY MAYOR: 07/03/2003

JOURNAL PAGE: 322

ADOPTED: 06/23/2003

294 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$317,665 in the 2003 Budget of the Metropolitan Emergency Communication Agency (MECA/County Emergency Telephone System Fund) to fund an additional four 911 answering positions in the Indianapolis Marion County Control Room and to fund upgrades and modifications to the dispatch center, financed by fund balances

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 66

APPROVED BY MAYOR: 07/03/2003

JOURNAL PAGE: 307

ADOPTED: 06/23/2003

295 SPONSORED BY: Councillors Dowden, Moriarty Adams, Talley

DIGEST: approves an increase of \$13,000 in the 2003 Budget of the County Sheriff (State and Federal Grants Fund) to pay overtime for one officer to work with ATF (Bureau of Alcohol, Tobacco, Firearms and Explosives) associated with the Indianapolis Violence Reduction Project, funded by the Department of the Treasury (Bureau of Alcohol, Tobacco, and Firearms and Explosives)

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 67

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 308

ADOPTED: 06/23/2003

2003 Proposal Index

296 SPONSORED BY: Councillors Dowden, Moriarty Adams, Talley

DIGEST: approves an increase of \$9,801 in the 2003 Budget of the County Sheriff (State and Federal Grants Fund) for a one-time reimbursement for one officer assigned to the Drug Enforcement Administration, funded by a grant from the U.S. Department of Justice (Drug Enforcement Administration)

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 68

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 309

ADOPTED: 06/23/2003

297 SPONSORED BY: Councillors Dowden, Moriarty Adams, Talley, Frick

DIGEST: approves an increase of \$2,987,967 in the 2003 Budget of the County Sheriff (County General Fund) to purchase additional beds at CCA (Jail II) for the remainder of 2003, financed by fund balances

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 76

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 354

ADOPTED: 07/21/2003

298 SPONSORED BY: Councillors Dowden, Moriarty Adams, Talley, Frick

DIGEST: approves an increase of \$49,082 in the 2003 Budgets of the County Auditor and the County Sheriff (County General Fund) to hire two additional Marion County court line deputies dedicated to the transportation of prisoners, financed by fund balances

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 77

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 355

ADOPTED: 07/21/2003

299 SPONSORED BY: Councillors Dowden, Moriarty Adams, Frick

DIGEST: approves an increase of \$674,517 in the 2003 Budget of Community Corrections (County General Fund) to fund six months of expanded capacity of Work Release Programming for an additional 153 clients, financed by fund balances

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 78

APPROVED BY MAYOR: 08/01/2003

JOURNAL PAGE: 356

ADOPTED: 07/21/2003

300 SPONSORED BY: Councillors Dowden, Moriarty Adams, Frick

DIGEST: approves an increase of \$281,304 in the 2003 Budgets of the County Auditor and Community Corrections (County General Fund) to fund six months of expanded capacity of Home Detention Programming for an additional 600 clients, financed by fund balances

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 79

APPROVED BY MAYOR: 08/01/2003

JOURNAL PAGE: 357

ADOPTED: 07/21/2003

301 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$92,712 in the 2003 Budget of Community Corrections (State and Federal Grants Fund) to fund a substance abuse treatment program, funded by a grant from the Indiana Criminal Justice Institute

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 69

APPROVED BY MAYOR: 07/03/2003

JOURNAL PAGE: 310

ADOPTED: 06/23/2003

302 SPONSORED BY: Councillors Dowden, Frick

DIGEST: approves an increase of \$25,410 in the 2003 Budget of Community Corrections (Home Detention User Fee Fund) to cover the increase in the equipment lease due to the increase volume in home detention capacity, financed by fund balances

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 70

APPROVED BY MAYOR: 07/03/2003

JOURNAL PAGE: 310

ADOPTED: 06/23/2003

2003 Proposal Index

303 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$28,000 in the 2003 Budget of Community Corrections (Home Detention User Fee Fund) to assist with the funding of a Forensic Mental Health Coordinator position, financed by fund balances

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 71

APPROVED BY MAYOR: 07/03/2003

JOURNAL PAGE: 311

ADOPTED: 06/23/2003

304 SPONSORED BY: Councillor Dowden

DIGEST: approves a transfer of \$13,000 in the 2003 Budget of the Marion County Justice Agency (County General Fund) for the purchase of new computers and equipment

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 75

APPROVED BY MAYOR: 07/03/2003

JOURNAL PAGE: 323

ADOPTED: 06/23/2003

305 SPONSORED BY: Councillors Bainbridge, Moriarty Adams

DIGEST: authorizes proceedings to acquire real estate that is necessary for Pogues Run Channel Improvements for Flood Protection to the Cottage Home Area

REFERRED TO: Public Works Committee

GENERAL RESOLUTION 9

APPROVED BY MAYOR: 07/03/2003

JOURNAL PAGE: 324

ADOPTED: 06/23/2003

306 SPONSORED BY: Councillor Moriarty Adams

DIGEST: authorizes a multi-way stop at 13th Street and Hawthorne Lane (District 15)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 48

APPROVED BY MAYOR: 07/03/2003

JOURNAL PAGE: 325

ADOPTED: 06/23/2003

307 SPONSORED BY: Councillor Schneider

DIGEST: authorizes multi-way stops at Cranbrook Drive and Briarwood Drive, and at Cranbrook Drive and Dover Drive (District 3)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 49

APPROVED BY MAYOR: 07/03/2003

JOURNAL PAGE: 325

ADOPTED: 06/23/2003

308 SPONSORED BY: Councillor Coughenour

DIGEST: reappoints R. Bruce Wallace to the Air Pollution Control Board

REFERRED TO: Public Works Committee

COUNCIL RESOLUTION 81

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 297

ADOPTED: 06/23/2003

309 SPONSORED BY: Councillor Boyd

DIGEST: commends Coleman Middle School for success in regaining accreditation

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 29

APPROVED BY MAYOR: 06/13/2003

JOURNAL PAGE: 261

ADOPTED: 06/02/2003

310 SPONSORED BY: Councillor Boyd

DIGEST: commends Coleman Middle School custodial/maintenance staff for success in regaining accreditation

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 30

APPROVED BY MAYOR: 06/13/2003

JOURNAL PAGE: 262

ADOPTED: 06/02/2003

2003 Proposal Index

311 SPONSORED BY: Councillor Langsford

DIGEST: recognizes the Town of Cumberland, Indiana, and its recently retired Town Manager, David Mikkelsen

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 31

APPROVED BY MAYOR: 06/13/2003

JOURNAL PAGE: 263

ADOPTED: 06/02/2003

312 SPONSORED BY: Councillor Coughenour

DIGEST: recognizes the public service of William H. Hendley, an early advocate for a Victims of Crime Memorial and state Constitutional amendment

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 32

APPROVED BY MAYOR: 06/13/2003

JOURNAL PAGE: 264

ADOPTED: 06/02/2003

313 SPONSORED BY: Councillors Short, Boyd

DIGEST: honors Rebuilding Together Indianapolis' annual Community Work Day

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 33

APPROVED BY MAYOR: 06/13/2003

JOURNAL PAGE: 265

ADOPTED: 06/02/2003

314 SPONSORED BY: Councillor Coughenour

DIGEST: appoints Glenn Christian to the Common Construction Wage Committee for Washington Township

REFERRED TO: Rules and Public Policy Committee

COUNCIL RESOLUTION 77

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 266

ADOPTED: 06/02/2003

315 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 9, 3106, 3120, 3124, and 3130 Illinois Street (approximate addresses) (2003-ZON-805)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 62

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 270

ADOPTED: 06/02/2003

316 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 6160 Sunnyside Road, City of Lawrence (approximate address) (2003-ZON-018)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 63

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 270

ADOPTED: 06/02/2003

317 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 23, 4010 and 4014 Southeastern Avenue (approximate address) (2003-ZON-187)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 64

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 270

ADOPTED: 06/02/2003

318 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Washington Township, Councilmanic District 6, 4360, 4380, and 4390 North Keystone Avenue, and 2144 Clay Street (approximate addresses) (2003-ZON-846)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 65

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 271

ADOPTED: 06/02/2003

2003 Proposal Index

319 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Washington Township, Councilmanic District 3, 4705 East 96th Street (approximate address) (2003-ZON-011)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 66

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 271

ADOPTED: 06/02/2003

320 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Washington Township, Councilmanic District 7, 5257, 5261, 5325, 5257, 5331, 5335, and 5351 North Tacoma Avenue; 5346 North Rural Street; 5335 North Temple Avenue; and 2502 East 52nd Street (approximate addresses) (2003-ZON-032)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 67

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 271

ADOPTED: 06/02/2003

321 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 6510 Five Points Road (approximate address) (2003-ZON-809) (2003-DP-001)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 68

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 271

ADOPTED: 06/02/2003

322 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 2507 Fishers Road (approximate address) (2003-ZON-814)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 69

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 271

ADOPTED: 06/02/2003

323 SPONSORED BY: Councillor Massie

DIGEST: reappoints Olga Villa Parra to the Board of Ethics

REFERRED TO: Rules and Public Policy Committee

COUNCIL RESOLUTION

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE:

POSTPONED INDEFINITELY

324 SPONSORED BY: Councillors Dowden, Moriarty Adams, Talley

DIGEST: determines the need to lease approximately 1,584 square feet of office space at 4150 North Keystone Avenue for the Indianapolis Police Department

REFERRED TO: Administration and Finance Committee

SPECIAL RESOLUTION 45

APPROVED BY MAYOR: 08/01/2003

JOURNAL PAGE: 368

ADOPTED: 07/21/2003

325 SPONSORED BY: Councillors McWhirter, Nytes

DIGEST: approves an increase of \$700,000 in the 2003 Budget of the Office of the City Controller (Landmark Building Preservation Fund) to fund repairs to electrical, lighting, flooring, and window systems at the City Market, and to repair elevators and remodel the lobby at the Indiana Repertory Theater, financed by fund balances

REFERRED TO: Administration and Finance Committee

FISCAL ORDINANCE 80

APPROVED BY MAYOR: 08/01/2003

JOURNAL PAGE: 359

ADOPTED: 07/21/2003

2003 Proposal Index

326 SPONSORED BY: Councillors McWhirter, Nytes

DIGEST: approves an increase of \$195,000 in the 2003 Budget of the Cable Communications Agency (Consolidated County Fund) to purchase servers and editing equipment to be used by WCTY/Channel 16, financed by a cable franchise PEG (Public Educational or Government Access Facilities) grant

REFERRED TO: Administration and Finance Committee

FISCAL ORDINANCE 81

APPROVED BY MAYOR: 08/01/2003

JOURNAL PAGE: 360

ADOPTED: 07/21/2003

327 SPONSORED BY: Councillors Cockrum, Douglas, Nytes

DIGEST: approves an increase of \$400,000 in the 2003 Budget of the Department of Parks and Recreation (Park General Fund) to construct the driving range, practice area, and three-hole short course for the Indianapolis First Tee Junior Golf Facility, as well as test and remove contaminated soil from the Whispering Hills, Pleasant Run and Sara Shank golf courses, financed by fund balances

REFERRED TO: Parks and Recreation Committee

FISCAL ORDINANCE 82

APPROVED BY MAYOR: 08/01/2003

JOURNAL PAGE: 362

ADOPTED: 07/21/2003

328 SPONSORED BY: Councillor McWhirter

DIGEST: approves a transfer of \$6,063 in the 2003 Budget of the County Prosecutor and the County Auditor (State and Federal Grants Fund) to transfer surplus funds in salaries to cover deficit in fringes in the Victim Assistance Grant

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 89

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 369

ADOPTED: 07/21/2003

329 SPONSORED BY: Councillor Smith

DIGEST: approves an increase of \$7,223 in the 2003 Budget of the Marion Superior Court, Juvenile Division (State and Federal Grants Fund) to continue the Teen Court Program, funded by a grant from the Indiana Criminal Justice Institute

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 83

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 363

ADOPTED: 07/21/2003

330 SPONSORED BY: Councillors Smith, Soards

DIGEST: approves an increase of \$50,000 in the 2003 Budgets of the Marion Superior Court and the County Auditor (State and Federal Grants Fund) to provide funds for the continuation of the Indiana Fathers & Families projects, funded by a state grant (Indiana Family & Social Services Administration)

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 84

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 364

ADOPTED: 07/21/2003

331 SPONSORED BY: Councillor Smith

DIGEST: approves an increase of \$25,000 in the 2003 Budget of the Marion Superior Court, Juvenile Division (State and Federal Grants Fund) to appropriate the Guardian Ad Litem/Court Appointed Special Advocate grant for children at risk

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 85

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 365

ADOPTED: 07/21/2003

2003 Proposal Index

332 SPONSORED BY: Councillor Smith

DIGEST: approves a transfer of \$2,814 in the 2003 Budgets of the Marion Superior Court and the County Auditor (State and Federal Grants Fund) to transfer surplus fringes to personal services in the Adult Drug Treatment Court Grant

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 90

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 370

ADOPTED: 07/21/2003

333 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$749,927 in the 2003 Budgets of Community Corrections and the County Auditor (Home Detention User Fee Fund) to fund personnel, home detention equipment, and supplies for the first six months of fiscal year 2003-2004, financed by fund balances

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 86

APPROVED BY MAYOR: 08/01/2003

JOURNAL PAGE: 365

ADOPTED: 07/21/2003

334 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$2,935,128 in the 2003 Budget of Community Corrections and the County Auditor (State and Federal Grants Fund) to appropriate the annual Department of Corrections Grant for fiscal year 2003-2004

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 87

APPROVED BY MAYOR: 08/01/2003

JOURNAL PAGE: 366

ADOPTED: 07/21/2003

335 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$218,070 in the 2003 Budgets of Community Corrections and the County Auditor (State and Federal Grants Fund) to fund a Juvenile Court Intensive Probation Services Program for fiscal year 2003-2004, funded by a state grant (Department of Correction)

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 88

APPROVED BY MAYOR: 08/01/2003

JOURNAL PAGE: 367

ADOPTED: 07/21/2003

336 SPONSORED BY: Councillor Short

DIGEST: creates a new nonreverting fund to be known as the Community Court Operations Fund

REFERRED TO: Public Safety and Criminal Justice Committee

GENERAL ORDINANCE

APPROVED BY MAYOR: / /

JOURNAL PAGE:

NO ACTION TAKEN IN 2003

337 SPONSORED BY: Councillors Bainbridge, Moriarty Adams

DIGEST: allows household hazardous waste generated in Johnson County to be collected and disposed of by the City's Tox Drop Program in exchange for a fee paid by Johnson County

REFERRED TO: Public Works Committee

SPECIAL RESOLUTION 46

APPROVED BY MAYOR: 08/01/2003

JOURNAL PAGE: 371

ADOPTED: 07/21/2003

338 SPONSORED BY: Councillor McWhirter

DIGEST: authorizes a multi-way stop at Furman Avenue and Lockerbie Drive (District 18)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 51

APPROVED BY MAYOR: 08/01/2003

JOURNAL PAGE: 372

ADOPTED: 07/21/2003

2003 Proposal Index

339 SPONSORED BY: Councillor McWhirter

DIGEST: authorizes a multi-way stop at 13th Street and Glen Arm Road (District 18)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 61

APPROVED BY MAYOR: 08/01/2003

JOURNAL PAGE: 372

ADOPTED: 07/21/2003

340 SPONSORED BY: Councillor Short

DIGEST: authorizes a multi-way stop at Orange Street and Spruce Street (District 21)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 52

APPROVED BY MAYOR: 08/01/2003

JOURNAL PAGE: 373

ADOPTED: 07/21/2003

341 SPONSORED BY: Councillor Short

DIGEST: authorizes a multi-way stop at Minnesota Street and Orleans Street (District 21)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 53

APPROVED BY MAYOR: 08/01/2003

JOURNAL PAGE: 373

ADOPTED: 07/21/2003

342 SPONSORED BY: Councillor Dowden

DIGEST: authorizes a multi-way stop at Pinecreek Drive and Ridgecreek Drive (District 4)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 54

APPROVED BY MAYOR: 08/01/2003

JOURNAL PAGE: 374

ADOPTED: 07/21/2003

343 SPONSORED BY: Councillor Cockrum

DIGEST: authorizes an increase in the speed limit from 35 mph to 40 mph for Decatur Boulevard from Ameriplex Parkway to Kollman Road (District 19)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 55

APPROVED BY MAYOR: 08/01/2003

JOURNAL PAGE: 374

ADOPTED: 07/21/2003

344 SPONSORED BY: Councillor Nytes

DIGEST: authorizes a one-way restriction on 10th Street from Delaware Street to Alabama Street (District 22)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 56

APPROVED BY MAYOR: 08/01/2003

JOURNAL PAGE: 375

ADOPTED: 07/21/2003

345 SPONSORED BY: Councillor Brents

DIGEST: authorizes parking restrictions on Lexington Avenue from Virginia Avenue to Park Avenue (District 16)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 57

APPROVED BY MAYOR: 08/01/2003

JOURNAL PAGE: 375

ADOPTED: 07/21/2003

346 SPONSORED BY: Councillors Brents, Nytes

DIGEST: authorizes parking restrictions on Muskingum Street from Walnut Street to 10th Street (Districts 16, 22)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 58

APPROVED BY MAYOR: 08/01/2003

JOURNAL PAGE: 376

ADOPTED: 07/21/2003

2003 Proposal Index

347 SPONSORED BY: Councillors Boyd, Talley

DIGEST: authorizes parking restrictions on Manor Court from 36th Street to the Dead End (Districts 11, 14)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 59

APPROVED BY MAYOR: 08/01/2003

JOURNAL PAGE: 376

ADOPTED: 07/21/2003

348 SPONSORED BY: Councillor Black

DIGEST: authorizes special parking restrictions on College Avenue near 42nd Street (District 6)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 60

APPROVED BY MAYOR: 08/01/2003

JOURNAL PAGE: 376

ADOPTED: 07/21/2003

349 SPONSORED BY: Councillor Smith

DIGEST: suspends incentive pay programs for the balance of the 2003 calendar year

REFERRED TO: Administration and Finance Committee

GENERAL ORDINANCE

APPROVED BY MAYOR: / /

JOURNAL PAGE:

NO ACTION TAKEN IN 2003

350 SPONSORED BY: Councillors Moriarty Adams, Black, Boyd, Brents, Conley, Douglas, Gibson, Gray, Horseman, Knox, Nytes, Sanders, Short, Talley

DIGEST: recognizes former Indianapolis Mayor John J. Barton upon his 97th Birthday

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 34

APPROVED BY MAYOR: 07/03/2003

JOURNAL PAGE: 290

ADOPTED: 06/23/2003

351 SPONSORED BY: Councillor Talley

DIGEST: recognizes the commitment and community service of Vera Thompson

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 35

APPROVED BY MAYOR: 07/03/2003

JOURNAL PAGE: 290

ADOPTED: 06/23/2003

352 SPONSORED BY: Councillor Nytes

DIGEST: recognizes Anna S. White upon her retirement as Executive Director of Young Audiences of Indiana, Inc.

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 36

APPROVED BY MAYOR: 07/03/2003

JOURNAL PAGE: 291

ADOPTED: 06/23/2003

353 SPONSORED BY: Councillors Frick, Bainbridge, Cockrum, Dowden, Langsford, Massie, McWhirter, Smith

DIGEST: congratulates the Marion County Township Assessors, Treasurer, and Auditor for their prompt action in saving Indianapolis taxpayers \$9-12 million from state government miscalculations

REFERRED TO: Committee of the Whole Council

COUNCIL RESOLUTION

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 368

STRICKEN: 07/21/2003

354 SPONSORED BY: Councillor Cockrum

DIGEST: congratulates the Indianapolis Department of Parks and Recreation for its Agency Accreditation by the National Recreation and Park Association

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 37

APPROVED BY MAYOR: 07/03/2003

JOURNAL PAGE: 294

ADOPTED: 06/23/2003

2003 Proposal Index

355 SPONSORED BY: Councillors Horseman, Conley, Gibson, Sanders, Boyd

DIGEST: recognizes the June 20-29 Indy 2003 African Unity Festival & Cultural Tourism

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 38

APPROVED BY MAYOR: 07/03/2003

JOURNAL PAGE: 295

ADOPTED: 06/23/2003

356 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 1, 514 East Merrill Street, 522-524 East Merrill Street, 523 East Merrill Street, 529 East Merrill Street, 545 East Merrill Street, 546 East Merrill Street, 663-667-673 East Merrill Street, 500 East Warsaw Street, 509 East Warsaw Street, 527 East Warsaw Street, 533 East Warsaw Street, 535 East Warsaw Street, 539 East Warsaw Street, 525 Stevens Street, 601 Stevens Street, 602 Stevens Street, 605 Stevens Street, 607 Stevens Street, 608 Stevens Street, 609 Stevens Street, 615 Stevens Street, 616 Stevens Street, 620 Stevens Street, 623 Stevens Street, 626 Stevens Street, 627 Stevens Street, 629 Stevens Street, 637-639 Stevens Street, 621-625 East McCarty Street, 629 East McCarty Street, 639 East McCarty Street, 719 East McCarty Street, 722 East McCarty Street, 732 East McCarty Street, 737 East McCarty Street, 654 South Noble Street, 704 South Noble Street, 706 South Noble Street, 714 South Noble Street, 718 South Noble Street, 734-736 South Noble Street, 746 South Noble Street, 615 East Norwood Street, 619 Norwood Street, 631 East Norwood Street, 510 South East Street (approximate addresses) (2003-ZON-122)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE:

WITHDRAWN: 06/23/2003

357 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 2150 and 2200 Country Club Road (approximate address) (2003-ZON-028)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 70

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 301

ADOPTED: 06/23/2003

358 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 20, 358 East Troy Avenue (approximate address) (2003-ZON-176)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 71

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 301

ADOPTED: 06/23/2003

359 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Pike Township, Councilmanic District 2, 8130 North Michigan Road (approximate address) (2003-ZON-864) (2003-DP-004) (Amended)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 72

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 301

ADOPTED: 06/23/2003

360 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 7702 and 7740 South Arlington Avenue (approximate address) (2003-ZON-029)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 73

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 301

ADOPTED: 06/23/2003

2003 Proposal Index

361 SPONSORED BY: Councillor Langsford		
DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 19, 7960 and 8000 West Washington (approximate address) (2003-ZON-030)		
REFERRED TO: Committee of the Whole Council		REZONING ORDINANCE 74
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 301	ADOPTED: 06/23/2003
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362 SPONSORED BY: Councillor Langsford		
DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 10210 East 63rd Street (approximate address) (2003-ZON-037)		
REFERRED TO: Committee of the Whole Council		REZONING ORDINANCE 75
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 301	ADOPTED: 06/23/2003
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363 SPONSORED BY: Councillor Langsford		
DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 4, 7200 and 7300 Lantern Road (approximate address) (2003-ZON-040)		
REFERRED TO: Committee of the Whole Council		REZONING ORDINANCE 76
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 302	ADOPTED: 06/23/2003
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364 SPONSORED BY: Councillor Langsford		
DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 1951 West Edgewood Avenue (approximate address) (2003-ZON-041)		
REFERRED TO: Committee of the Whole Council		REZONING ORDINANCE 77
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 302	ADOPTED: 06/23/2003
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365 SPONSORED BY: Councillor Langsford		
DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 8091 Crawfordsville Road (approximate address) (2003-ZON-044)		
REFERRED TO: Committee of the Whole Council		REZONING ORDINANCE 78
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 302	ADOPTED: 06/23/2003
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366 SPONSORED BY: Councillor Langsford		
DIGEST: rezoning ordinance for Center Township, Councilmanic District 10, 2944, 2946, 2948, and 2950 North Keystone Avenue; and 2952 Brouse Street; and 2311 and 2345 30th Street (approximate addresses) (2003-ZON-045)		
REFERRED TO: Committee of the Whole Council		REZONING ORDINANCE 79
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 302	ADOPTED: 06/23/2003
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367 SPONSORED BY: Councillor Langsford		
DIGEST: rezoning ordinance for Center Township, Councilmanic District 21, 1334 Wade Street; and 1329 and 1335 Kelly Street (approximate addresses) (2003-ZON-046)		
REFERRED TO: Committee of the Whole Council		REZONING ORDINANCE 80
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 302	ADOPTED: 06/23/2003
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2003 Proposal Index

368 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Perry Township, Councilmanic District 24, 3158 East Thompson Road (approximate address) (2003-ZON-049)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 81

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 302

ADOPTED: 06/23/2003

369 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 15, 4230 English Avenue (approximate address) (2003-ZON-051)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 82

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 302

ADOPTED: 06/23/2003

370 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 615 Virginia Avenue (approximate address) (2003-ZON-053)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 83

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 302

ADOPTED: 06/23/2003

371 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Perry Township, Councilmanic District 24, 4326 Stop 11 Road (approximate address) (2003-ZON-054)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 84

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 302

ADOPTED: 06/23/2003

372 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 21, 2825 East Raymond Street (approximate address) (2003-ZON-059) (2003-DP-007)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 85

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 302

ADOPTED: 06/23/2003

373 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Washington Township, Councilmanic District 14, 5050 East 42nd Street (approximate address) (2003-ZON-050)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 86

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 302

ADOPTED: 06/23/2003

374 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 942 Fort Wayne Avenue (approximate address) (2003-ZON-009)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 87

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 302

ADOPTED: 06/23/2003

2003 Proposal Index

375 SPONSORED BY: Councillor Langsford		
DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 916 N Park Avenue (approximate address) (2003-ZON-043)		
REFERRED TO: Committee of the Whole Council		REZONING ORDINANCE 88
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 302	ADOPTED: 06/23/2003
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376 SPONSORED BY: Councillor Langsford		
DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 846 Dr. Martin Luther King, Jr. Street (approximate address) (2003-ZON-052)		
REFERRED TO: Committee of the Whole Council		REZONING ORDINANCE 89
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 302	ADOPTED: 06/23/2003
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377 SPONSORED BY: Councillor Langsford		
DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 1539 N College Avenue (approximate address) (2003-ZON-068)		
REFERRED TO: Committee of the Whole Council		REZONING ORDINANCE 90
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 302	ADOPTED: 06/23/2003
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378 SPONSORED BY: Councillor Borst		
DIGEST: amends Sec. 151-25 of the Revised Code concerning the standing committees		
REFERRED TO: Committee of the Whole Council		GENERAL ORDINANCE 50
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 337	ADOPTED: 06/30/2003
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379 SPONSORED BY: All Councillors		
DIGEST: voting in favor of a proposal to increase the County Homestead Credit		
REFERRED TO: Committee of the Whole Council		GENERAL RESOLUTION 10
APPROVED BY MAYOR: 06/30/2003	JOURNAL PAGE: 334	ADOPTED: 06/30/2003
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380 SPONSORED BY: Councillor Langsford		
DIGEST: determines the need to lease approximately 3,500 square feet of office space at 8311 North Perimeter Road for Indiana Task Force One		
REFERRED TO: Administration and Finance Committee		SPECIAL RESOLUTION 47
APPROVED BY MAYOR: 08/15/2003	JOURNAL PAGE: 397	ADOPTED: 08/04/2003
<hr/>		
381 SPONSORED BY: Councillor Frick		
DIGEST: seeks renewal of authorization and approval for the County Treasurer and the City Controller to invest public funds in money-market mutual funds		
REFERRED TO: Administration and Finance Committee		COUNCIL RESOLUTION 84
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 398	ADOPTED: 08/04/2003
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382 SPONSORED BY: Councillors McWhirter, Nytes		
DIGEST: approves a public purpose grant in the amount of \$35,000 to Indiana Reading and Information Services to provide radio reading programs for the blind and print-disabled in Marion County		
REFERRED TO: Administration and Finance Committee		SPECIAL RESOLUTION 48
APPROVED BY MAYOR: 08/15/2003	JOURNAL PAGE: 399	ADOPTED: 08/04/2003
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2003 Proposal Index

383 SPONSORED BY: Councillors Cockrum, Douglas

DIGEST: approves an increase of \$206,000 (Federal Grants Funds) and a transfer of \$21,905 (Park General Fund) in the 2003 Budget of the Department of Parks and Recreation to continue the after school programs in the Forest Manor School, School #108, and The Boys and Girls Club in Raymond Park Middle School for the 2003-2004 school year, financed by a federal grant and a transfer between characters

REFERRED TO: Parks and Recreation Committee

FISCAL ORDINANCE 91

APPROVED BY MAYOR: 08/15/2003

JOURNAL PAGE: 393

ADOPTED: 08/04/2003

384 SPONSORED BY: Councillors Cockrum, Douglas

DIGEST: approves an increase of \$522,138 in the 2003 Budget of the Department of Parks and Recreation (Park General Fund) to replace the burned playground equipment in Washington Park, install shelters at the summer lunch sites, and support projects at Garfield, Christian, Rhodius, and Bethel Parks, financed by interest earnings on Lilly Endowment funds

REFERRED TO: Parks and Recreation Committee

FISCAL ORDINANCE 92

APPROVED BY MAYOR: 08/15/2003

JOURNAL PAGE: 394

ADOPTED: 08/04/2003

385 SPONSORED BY: Councillor Dowden

DIGEST: appoints Gerald J. Papenmeier to the Indianapolis-Marion County Forensic Board

REFERRED TO: Public Safety and Criminal Justice Committee

COUNCIL RESOLUTION 85

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 419

ADOPTED: 08/25/2003

386 SPONSORED BY: Councillor Dowden

DIGEST: clarifies the application and procedures under which the city and county indemnify and defend officers, employees, and agents

REFERRED TO: Public Safety and Criminal Justice Committee

GENERAL ORDINANCE 62

APPROVED BY MAYOR: 08/15/2003

JOURNAL PAGE: 400

ADOPTED: 08/04/2003

387 SPONSORED BY: Councillor Dowden

DIGEST: creates a new non-reverting fund to be known as the Domestic Relations Alternative Dispute Resolution Fund

REFERRED TO: Public Safety and Criminal Justice Committee

GENERAL ORDINANCE

APPROVED BY MAYOR: / /

JOURNAL PAGE:

NO ACTION TAKEN IN 2003

388 SPONSORED BY: Councillor Dowden

DIGEST: approves a transfer of \$38,921 in the 2003 Budget of the Circuit Court (County General Fund) to appropriate funds to pay for current expenses

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 95

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 401

ADOPTED: 08/04/2003

389 SPONSORED BY: Councillors Dowden, Moriarty Adams, Talley

DIGEST: approves a transfer of \$23,530 in the 2003 Budget of the Department of Public Safety, Animal Care and Control Division (Consolidated County Fund) to pay for rabies vaccines for animal control officers, repair the facility's power washers, pay for server support fees, and provide work suits for field and kennel employees required by the AFSCME agreement

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 96

APPROVED BY MAYOR: 08/15/2003

JOURNAL PAGE: 401

ADOPTED: 08/04/2003

2003 Proposal Index

390 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$20,421 in the 2003 Budget of the Marion County Justice Agency (State and Federal Grants Fund) to provide salaries for Crisis Line employees, funded by a grant from the Julian Center

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 93

APPROVED BY MAYOR: 08/15/2003

JOURNAL PAGE: 395

ADOPTED: 08/04/2003

391 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$9,500 in the 2003 Budget of the Marion County Justice Agency (Law Enforcement Fund) to appropriate unappropriated and unencumbered funds for the 2003 Budget

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 94

APPROVED BY MAYOR: 08/15/2003

JOURNAL PAGE: 396

ADOPTED: 08/04/2003

392 SPONSORED BY: Councillor Brents

DIGEST: authorizes a traffic signal at 360 W. 11th Street (District 16)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 64

APPROVED BY MAYOR: 08/15/2003

JOURNAL PAGE: 404

ADOPTED: 08/04/2003

393 SPONSORED BY: Councillor Brents

DIGEST: authorizes a multi-way stop at Blake Street and University Boulevard (District 16)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 65

APPROVED BY MAYOR: 08/15/2003

JOURNAL PAGE: 405

ADOPTED: 08/04/2003

394 SPONSORED BY: Councillor Brents

DIGEST: authorizes a multi-way stop at 25th Street and Franklin Place (District 16)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 66

APPROVED BY MAYOR: 08/15/2003

JOURNAL PAGE: 405

ADOPTED: 08/04/2003

395 SPONSORED BY: Councillor Borst

DIGEST: authorizes a multi-way stop at Burn Court and Fabyan Road (District 25)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 67

APPROVED BY MAYOR: 08/15/2003

JOURNAL PAGE: 406

ADOPTED: 08/04/2003

396 SPONSORED BY: Councillor Langsford

DIGEST: authorizes a multi-way stop at Mitthoefer Road and Rawles Avenue (District 13)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 68

APPROVED BY MAYOR: 08/15/2003

JOURNAL PAGE: 406

ADOPTED: 08/04/2003

397 SPONSORED BY: Councillor Langsford

DIGEST: authorizes a multi-way stop at Gibson Avenue and Ivanhoe Street (District 13)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 69

APPROVED BY MAYOR: 08/15/2003

JOURNAL PAGE: 407

ADOPTED: 08/04/2003

2003 Proposal Index

398 SPONSORED BY: Councillor Knox

DIGEST: authorizes a multi-way stop at Henry Street and Woodrow Avenue (District 17)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 70

APPROVED BY MAYOR: 08/15/2003

JOURNAL PAGE: 407

ADOPTED: 08/04/2003

399 SPONSORED BY: Councillor Knox

DIGEST: authorizes a weight limit restriction on Farnsworth Street from Holt Road to Maywood Road (Tibbs Avenue) (District 17)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 71

APPROVED BY MAYOR: 08/15/2003

JOURNAL PAGE: 408

ADOPTED: 08/04/2003

400 SPONSORED BY: Councillor Knox

DIGEST: authorizes parking restrictions on White River Parkway West Drive between Washington Street and Michigan Street (District 17)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 72

APPROVED BY MAYOR: 08/15/2003

JOURNAL PAGE: 408

ADOPTED: 08/04/2003

401 SPONSORED BY: Councillor Nytes

DIGEST: authorizes parking restrictions on Strum Avenue near State Avenue (District 22)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 73

APPROVED BY MAYOR: 08/15/2003

JOURNAL PAGE: 409

ADOPTED: 08/04/2003

402 SPONSORED BY: Councillors Massie, Soards, Schneider

DIGEST: amends the Revised Code concerning rate signs required at commercial parking facilities

REFERRED TO: Administration and Finance Committee

GENERAL ORDINANCE 86

APPROVED BY MAYOR: 10/21/2003

JOURNAL PAGE: 688

ADOPTED: 10/06/2003

403 SPONSORED BY: Councillors Sanders, Langsford, McWhirter

DIGEST: amends the Revised Code regarding licenses to operate public vehicles for hire and the eligibility requirements pertaining to drunk driving

REFERRED TO: Administration and Finance Committee

GENERAL ORDINANCE 63

APPROVED BY MAYOR: 08/15/2003

JOURNAL PAGE: 402

ADOPTED: 08/04/2003

404 SPONSORED BY: Councillor Frick

DIGEST: re-establishes the Marion County Board of Tax Adjustment

REFERRED TO: Economic Development Committee

GENERAL ORDINANCE

APPROVED BY MAYOR: / /

JOURNAL PAGE:

NO ACTION TAKEN IN 2003

405 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 6877 Township Line Road (approximate address) (2003-ZON-033)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 91

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 350

ADOPTED: 07/21/2003

2003 Proposal Index

406 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 2280-2220 Columbia Avenue (approximate address) (99-Z-224)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 92

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 350

ADOPTED: 07/21/2003

407 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Pike Township, Councilmanic District 9, 3930 Georgetown Road (approximate address) (2003-ZON-025)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 93

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 350

ADOPTED: 07/21/2003

408 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 6025 LaFayette Road (approximate address) (2003-ZON-031) (2003-DP-006)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 94

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 350

ADOPTED: 07/21/2003

409 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 2260 North Arsenal Avenue and 2229, 2230, 2233, 2253, 2256, 2302, 2328 Dr. Andrew J. Brown Avenue (approximate addresses) (2003-ZON-042)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 95

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 350

ADOPTED: 07/21/2003

410 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 16, 2626 and 2628 West 16th Street (approximate addresses) (2003-ZON-057)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 96

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 350

ADOPTED: 07/21/2003

411 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 4, 5770 Fall Creek Road (approximate address) (2003-ZON-063)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 97

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 350

ADOPTED: 07/21/2003

412 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 402 South Carroll Road (approximate address) (2003-ZON-817) (2003-DP-005) (2003-PLT-817)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 98

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 350

ADOPTED: 07/21/2003

2003 Proposal Index

413 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 25, 1024, 1026, and 1030 South Shelby Street (approximate addresses) (2003-ZON-013)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 99

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 351

ADOPTED: 07/21/2003

414 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 14, 4045 North Post Road (approximate address) (2003-ZON-056)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 100

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 351

ADOPTED: 07/21/2003

415 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Washington Township, Councilmanic District 6, 4035, 4037, and 4047 North Capitol Avenue (approximate addresses) (2003-ZON-062)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 101

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 351

ADOPTED: 07/21/2003

416 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 8250 Southeastern Avenue (approximate address) (2003-ZON-064)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 102

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 351

ADOPTED: 07/21/2003

417 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 360 West 11th Street (approximate address) (2003-ZON-065)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 103

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 351

ADOPTED: 07/21/2003

418 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 6401 West 71st Street (approximate address) (2003-ZON-067)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 104

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 351

ADOPTED: 07/21/2003

419 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 2402, 2406, 2410, 2414 and 2422 Central Avenue (approximate addresses) (2003-ZON-073)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 105

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 351

ADOPTED: 07/21/2003

2003 Proposal Index

420 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 2365 Central Avenue (approximate address) (2003-ZON-074)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 106

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 351

ADOPTED: 07/21/2003

421 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 11925 East 65th Street (approximate address) (2003-ZON-075)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 107

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 352

ADOPTED: 07/21/2003

422 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 502 South Pennsylvania Street (approximate address) (2003-ZON-078)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 108

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 352

ADOPTED: 07/21/2003

423 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Perry Township, Councilmanic District 24, 8725 South Shelby Street (approximate address) (2003-ZON-080)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 109

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 352

ADOPTED: 07/21/2003

424 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Washington Township, Councilmanic District 7, 6720 Spirit Lake Drive (approximate address) (2003-ZON-818) (2003-DP-010)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 110

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 352

ADOPTED: 07/21/2003

425 SPONSORED BY: Councillor Massie

DIGEST: recognizes Eagle Scout Luke Samuel Williams

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 40

APPROVED BY MAYOR: 08/01/2003

JOURNAL PAGE: 341

ADOPTED: 07/21/2003

426 SPONSORED BY: Councillor McWhirter

DIGEST: congratulates the Wayne Township Fire Department Extrication Team

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 41

APPROVED BY MAYOR: 08/01/2003

JOURNAL PAGE: 342

ADOPTED: 07/21/2003

427 SPONSORED BY: Councillor Horseman

DIGEST: recognizes the Peruvian Association of Indiana

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 42

APPROVED BY MAYOR: 08/01/2003

JOURNAL PAGE: 342

ADOPTED: 07/21/2003

2003 Proposal Index

428 SPONSORED BY: Councillor Dowden

DIGEST: recognizes BAA Indianapolis LLC for their perfect FAA Inspection

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 43

APPROVED BY MAYOR: 08/01/2003

JOURNAL PAGE: 343

ADOPTED: 07/21/2003

429 SPONSORED BY: Councillor Brents

DIGEST: designates 16th Street from Rev. Dr. Martin Luther King Drive, west to Montcalm Street as the Rev. Dr. Wayne Taft Harris, Sr. Memorial Parkway

REFERRED TO: Metropolitan Development Committee

SPECIAL RESOLUTION 56

APPROVED BY MAYOR: 09/28/2003

JOURNAL PAGE: 456

ADOPTED: 09/15/2003

430 SPONSORED BY: Councillors Frick, Bainbridge, Borst, Coughenour, Langsford, Smith

DIGEST: urges a more stable property tax system in Indiana

REFERRED TO: Committee of the Whole Council

COUNCIL RESOLUTION 82

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 344

ADOPTED: 07/21/2003

431 SPONSORED BY: Councillors Boyd, Conley, Gibson, Horseman, Sanders

DIGEST: urges a Special Session of the Indiana General Assembly

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 44

APPROVED BY MAYOR: 08/01/2003

JOURNAL PAGE: 346

ADOPTED: 07/21/2003

432 SPONSORED BY: Councillor Tilford

DIGEST: authorizes a multi-way stop at 33rd Street and Ashland Avenue (District 12)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 74

APPROVED BY MAYOR: 09/05/2003

JOURNAL PAGE: 441

ADOPTED: 08/25/2003

433 SPONSORED BY: Councillor Nytes

DIGEST: authorizes the deletion of parking restrictions on Park Avenue between 21st Street and Sutherland Avenue (District 22)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 75

APPROVED BY MAYOR: 09/05/2003

JOURNAL PAGE: 442

ADOPTED: 08/25/2003

434 SPONSORED BY: Councillor Nytes

DIGEST: authorizes parking restrictions on Alabama Street near 10th Street (District 22)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 76

APPROVED BY MAYOR: 09/05/2003

JOURNAL PAGE: 442

ADOPTED: 08/25/2003

435 SPONSORED BY: Councillor Cockrum

DIGEST: authorizes parking restrictions on Mann Road between I-465 and Gambel Road (District 19)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 77

APPROVED BY MAYOR: 09/05/2003

JOURNAL PAGE: 443

ADOPTED: 08/25/2003

2003 Proposal Index

436 SPONSORED BY: Councillor Smith

DIGEST: authorizes parking restrictions on Meadow Drive between Horner Drive and Southeastern Avenue (District 23)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 78

APPROVED BY MAYOR: 09/05/2003

JOURNAL PAGE: 443

ADOPTED: 08/25/2003

437 SPONSORED BY: Councillor Black

DIGEST: authorizes parking restrictions on 46th Street between College Avenue and Carvel Avenue (District 6)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 79

APPROVED BY MAYOR: 09/05/2003

JOURNAL PAGE: 443

ADOPTED: 08/25/2003

438 SPONSORED BY: Councillor Borst

DIGEST: authorizes parking restrictions on Wisconsin Street near Meridian Street (District 25)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 80

APPROVED BY MAYOR: 09/05/2003

JOURNAL PAGE: 444

ADOPTED: 08/25/2003

439 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$69,885 in the 2003 Budgets of the County Auditor and Public Defender Agency (State and Federal Grants Fund) for the continuation of the Sentencing Alternative Programs, funded by a state grant (Indiana Criminal Justice Institute) (The local match of \$42,190 is funded by existing appropriations in the Public Defender Agency, Marion Superior Court, and Community Corrections budgets.)

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 97

APPROVED BY MAYOR: 09/05/2003

JOURNAL PAGE: 427

ADOPTED: 08/25/2003

440 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$6,024 in the 2003 Budget of the Marion Superior Court, Juvenile Division (Guardian Ad Litem Fund) to appropriate the final GAL/CASA (Guardian ad Litem/Court Appointed Special Advocate) funds from the State of Indiana

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 120

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 651

ADOPTED: 09/16/2003

441 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$20,000 in the 2003 Budgets of the County Auditor and the Marion County Justice Agency (State and Federal Grants Fund) to appropriate a state grant for salaries, fringes, and supplies for IUPUI (Indiana University Purdue University Indianapolis) employees, who will be conducting research for an evaluation of the Marion County's Cite and Release and Emergency Jail Release Policies (The local match of \$10,100 is funded by existing appropriation in the Marion County Justice Agency's Budget.)

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 121

APPROVED BY MAYOR: 10/21/2003

JOURNAL PAGE: 676

ADOPTED: 10/06/2003

442 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$42,609 in the 2003 Budget of the County Prosecutor (State and Federal Grants Fund) to provide funding to Volunteers of America for partial cost of staffing A Child's Haven, funded by a state grant (Indiana Criminal Justice Institute)

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 104

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 433

ADOPTED: 08/25/2003

2003 Proposal Index

443 SPONSORED BY: Councillors Dowden, Talley

DIGEST: approves an increase of \$31,994 in the 2003 Budget of the County Prosecutor (State and Federal Grants Fund) to fund the Adult Protective Services Victim Assistance Program for Breaking Free, Inc., funded by a state grant (Indiana Criminal Justice Institute)

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 98

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 428

ADOPTED: 08/25/2003

444 SPONSORED BY: Councillors Dowden, Talley

DIGEST: approves an increase of \$81,045 in the 2003 Budget of the County Prosecutor (State and Federal Grants Fund) to fund the Salvation Army Social Service Center which provides quality shelter and supportive services to women and children who are victims of domestic violence, funded by a state grant (Indiana Criminal Justice Institute)

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 99

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 429

ADOPTED: 08/25/2003

445 SPONSORED BY: Councillors Dowden, Talley

DIGEST: approves an increase of \$45,352 in the 2003 Budget of the County Prosecutor (State and Federal Grants Fund) to provide funding for therapy for battered women and children through the Julian Center, funded by a state grant (Indiana Criminal Justice Institute)

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 100

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 429

ADOPTED: 08/25/2003

446 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$12,698 in the 2003 Budget of the County Prosecutor (State and Federal Grants Fund) to provide partial funding for the volunteer coordinator at the Marion County Family Advocacy Center, funded by a state grant (Indiana Criminal Justice Institute)

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 101

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 430

ADOPTED: 08/25/2003

447 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$95,237 in the 2003 Budget of the County Prosecutor (State and Federal Grants Fund) to fund a trained child interviewer and also to fund Project Safe Families at the Marion County Family Advocacy Center, funded by a state grant (Indiana Criminal Justice Institute)

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 102

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 431

ADOPTED: 08/25/2003

448 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$104,511 in the 2003 Budget of the County Prosecutor (State and Federal Grants Fund) to fund a protective order advocate salary and a percentage of two supervisors salaries at the Marion County Family Advocacy Center, funded by a state grant (Indiana Criminal Justice Institute)

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 105

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 434

ADOPTED: 08/25/2003

2003 Proposal Index

449 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$30,000 in the 2003 Budget of the County Prosecutor (State and Federal Grants Fund) to fund the Breaking Free Hispanic Outreach Project, which provides access to services for Hispanic individuals, funded by a state grant (Indiana Criminal Justice Institute)

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 106

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 435

ADOPTED: 08/25/2003

450 SPONSORED BY: Councillor McWhirter

DIGEST: approves an increase of \$389,623 in the 2003 Budgets of the County Auditor and the County Prosecutor (State and Federal Grants Fund) to enhance adjudication of cases involving violent offenders to include juvenile offenders, funded by a federal grant (Block Grant #7)

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 103

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 431

ADOPTED: 08/25/2003

451 SPONSORED BY: Councillors Nytes, Moriarty Adams

DIGEST: determines the need to lease 3,800 feet of office space at 532 Turtle Creek Drive North for the use of the Marion County Sheriff's Department

REFERRED TO: Administration and Finance Committee

SPECIAL RESOLUTION 58

APPROVED BY MAYOR: 09/28/2003

JOURNAL PAGE: 652

ADOPTED: 09/16/2003

452 SPONSORED BY: Councillor Langsford

DIGEST: proposes to rezone 4.46 acres at 4375 Kentucky Avenue in Decatur Township, Councilmanic District 19, from D-A and D-3 Districts to C-S classification to provide for a gas station, convenience store, hotel, and restaurant (2002-ZON-178)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 133

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 448

ADOPTED: 08/25/2003

453 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 901 East Michigan Street (approximate address) (2002-ZON-172)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 111

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 391

ADOPTED: 08/04/2003

454 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 529, 533, and 537 South East Street and 509, 519, 523, 527, 531, and 535 East Warsaw Street (approximate addresses) (2003-ZON-047)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 112

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 392

ADOPTED: 08/04/2003

455 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 21, 1128 and 1130 Earhart Street and 1133, 1137, and 1139 Madeira Street (approximate addresses) (2003-ZON-048)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 113

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 392

ADOPTED: 08/04/2003

2003 Proposal Index

456 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 14, 8023, 8427, 8032, and 8431 Pendleton Pike Boulevard and 4519 Maple Lane (approximate addresses) (2003-ZON-061)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 114

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 392

ADOPTED: 08/04/2003

457 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 10, 1542 North Grant Avenue (approximate address) (2003-ZON-066)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 115

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 392

ADOPTED: 08/04/2003

458 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 19, 8155 Rockville Road (approximate address) (2003-ZON-076)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE:

WITHDRAWN

459 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 1540 North College Avenue (approximate address) (2003-ZON-090)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 116

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 392

ADOPTED: 08/04/2003

460 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 10 West Hanna Avenue (approximate address) (2003-ZON-806)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 117

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 392

ADOPTED: 08/04/2003

461 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 5943 South East Street (approximate address) (2003-ZON-812)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 118

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 392

ADOPTED: 08/04/2003

462 SPONSORED BY: Councillor Boyd

DIGEST: adopts the annual budget of the Police Special Service District for 2004 appropriating \$125,276,616 and levying property taxes to fund such budget

REFERRED TO: Public Safety and Criminal Justice Committee

P.S.S.D.F.O. 2

APPROVED BY MAYOR: 09/28/2003

JOURNAL PAGE: 463

ADOPTED: 09/15/2003

2003 Proposal Index

463 SPONSORED BY: Councillor Boyd

DIGEST: adopts the annual budget for the Fire Special Service District for 2004 appropriating \$85,792,951 and levying property taxes to fund such budget

REFERRED TO: Public Safety and Criminal Justice Committee

F.S.S.D.F.O. 7

APPROVED BY MAYOR: 09/28/2003

JOURNAL PAGE: 471

ADOPTED: 09/15/2003

464 SPONSORED BY: Councillor Boyd

DIGEST: adopts the annual budget for the Solid Waste Collection Special Service District for 2004 appropriating \$30,005,245 and levying property taxes to fund such budget

REFERRED TO: Public Works Committee

S.W.C.S.S.D.F.O. 2

APPROVED BY MAYOR: 09/28/2003

JOURNAL PAGE: 476

ADOPTED: 09/15/2003

465 SPONSORED BY: Councillors Coughenour, Boyd

DIGEST: adopts the annual budget for 2004 for the Consolidated City appropriating \$245,752,767

REFERRED TO: Administration & Finance, Metropolitan Development, Parks & Recreation, Public Safety & Criminal Justice, and Public Works Committees

FISCAL ORDINANCE 112

APPROVED BY MAYOR: 09/28/2003

JOURNAL PAGE: 548

ADOPTED: 09/15/2003

466 SPONSORED BY: Councillors Coughenour, Boyd

DIGEST: appropriates \$39,018,209 for the necessary payments for city sinking funds for 2004

REFERRED TO: Administration and Finance Committee

FISCAL ORDINANCE 109

APPROVED BY MAYOR: 09/28/2003

JOURNAL PAGE: 515

ADOPTED: 09/15/2003

467 SPONSORED BY: Councillors Coughenour, Boyd

DIGEST: appropriates the amounts necessary for payments from the Revenue Bonds Debt Service Funds for 2004 totaling \$58,868,213

REFERRED TO: Administration and Finance Committee

FISCAL ORDINANCE 110

APPROVED BY MAYOR: 09/28/2003

JOURNAL PAGE: 517

ADOPTED: 09/15/2003

468 SPONSORED BY: Councillor Dowden

DIGEST: adopts the annual budget for the Metropolitan Emergency Communications Agency for 2004 appropriating \$12,019,529

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 107

APPROVED BY MAYOR: 09/28/2003

JOURNAL PAGE: 480

ADOPTED: 09/15/2003

469 SPONSORED BY: Councillor Bradford

DIGEST: adopts the annual budget and levies for the Marion County Office of the State Department Family and Children for 2004 appropriating \$70,958,890 and levying property taxes to fund such expenditures

REFERRED TO: Community Affairs Committee

FISCAL ORDINANCE 108

APPROVED BY MAYOR: 09/28/2003

JOURNAL PAGE: 488

ADOPTED: 09/15/2003

2003 Proposal Index

470 SPONSORED BY: Councillor Coughenour

DIGEST: adopts the annual budget for 2004 for certain constitutional officers of Marion County appropriating \$32,666,683

REFERRED TO: Administration & Finance, Metropolitan Development, and Public Safety & Criminal Justice Committees

FISCAL ORDINANCE 113

APPROVED BY MAYOR: 09/28/2003

JOURNAL PAGE: 566

ADOPTED: 09/15/2003

471 SPONSORED BY: Councillor Dowden

DIGEST: adopts the annual budget for 2004 for certain Marion County law enforcement and correction agencies appropriating \$99,563,546

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 114

APPROVED BY MAYOR: 09/28/2003

JOURNAL PAGE: 571

ADOPTED: 09/15/2003

472 SPONSORED BY: Councillor Dowden

DIGEST: adopts the annual budget for 2004 for certain judicial agencies of Marion County appropriating \$73,061,085

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 115

APPROVED BY MAYOR: 09/28/2003

JOURNAL PAGE: 579

ADOPTED: 09/15/2003

473 SPONSORED BY: Councillor Coughenour

DIGEST: adopts the annual budget for 2004 for certain administrative offices and agencies of Marion County appropriating \$50,569,849

REFERRED TO: Administration & Finance and Community Affairs Committees

FISCAL ORDINANCE 116

APPROVED BY MAYOR: 09/28/2003

JOURNAL PAGE: 590

ADOPTED: 09/15/2003

474 SPONSORED BY: Councillors Coughenour, Boyd

DIGEST: allocates certain miscellaneous revenues of the Consolidated City and Marion County to respective funds

REFERRED TO: Administration and Finance Committee

FISCAL ORDINANCE 117

APPROVED BY MAYOR: 09/28/2003

JOURNAL PAGE: 596

ADOPTED: 09/15/2003

475 SPONSORED BY: Councillors Coughenour, Boyd

DIGEST: determines the tax levy for 2004 for each fund of the Consolidated City and Marion County

REFERRED TO: Administration & Finance, Community Affairs, Metropolitan Development, Parks & Recreation, Public Safety & Criminal Justice, and Public Works Committees

FISCAL ORDINANCE 119

APPROVED BY MAYOR: 09/28/2003

JOURNAL PAGE: 617

ADOPTED: 09/16/2003

476 SPONSORED BY: Councillors Coughenour, Boyd

DIGEST: authorizes the payment of certain dues for the city and county offices and agencies

REFERRED TO: Administration & Finance, Metropolitan Development, Parks & Recreation, Public Safety & Criminal Justice, and Public Works Committees

FISCAL ORDINANCE 111

APPROVED BY MAYOR: 09/28/2003

JOURNAL PAGE: 536

ADOPTED: 09/15/2003

2003 Proposal Index

477 SPONSORED BY: Councillor Borst

DIGEST: directs a reduction of expenditures of budgeted 2003 appropriations from the County General Fund, County Reassessment Fund, Metropolitan Emergency Communications Fund, and Forensic Training Fund

REFERRED TO: Administration & Finance, Metropolitan Development,
Public Safety & Criminal Justice Committees

FISCAL ORDINANCE 118

APPROVED BY MAYOR: 09/28/2003

JOURNAL PAGE: 612

ADOPTED: 09/15/2003

478 SPONSORED BY: Councillor Horseman

DIGEST: proclaims that Indianapolis celebrates its wide cultural diversity

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 49

APPROVED BY MAYOR: 08/15/2003

JOURNAL PAGE: 409

ADOPTED: 08/04/2003

479 SPONSORED BY: Councillor Soards

DIGEST: reviews, modifies, and approves the operating and maintenance budget and tax levies of the Indianapolis Airport Authority District

REFERRED TO: Municipal Corporations Committee

GENERAL RESOLUTION 11

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 494

ADOPTED: 09/15/2003

480 SPONSORED BY: Councillor Soards

DIGEST: reviews, modifies, and approves the operating and maintenance budget and tax levies of the Capital Improvement Board of Managers of Marion County

REFERRED TO: Municipal Corporations Committee

GENERAL RESOLUTION 12

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 497

ADOPTED: 09/15/2003

481 SPONSORED BY: Councillor Soards

DIGEST: reviews, modifies, and approves the operating and maintenance budget and tax levies of the Health and Hospital Corporation of Marion County

REFERRED TO: Municipal Corporations Committee

GENERAL RESOLUTION 13

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 501

ADOPTED: 09/15/2003

482 SPONSORED BY: Councillor Soards

DIGEST: reviews, modifies, and approves the operating and maintenance budget and tax levies of the Indianapolis-Marion County Public Library Board

REFERRED TO: Municipal Corporations Committee

GENERAL RESOLUTION 14

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 507

ADOPTED: 09/15/2003

483 SPONSORED BY: Councillor Soards

DIGEST: reviews, modifies, and approves the operating and maintenance budget and tax levies of the Indianapolis Public Transportation Corporation

REFERRED TO: Municipal Corporations Committee

GENERAL RESOLUTION 15

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 510

ADOPTED: 09/15/2003

2003 Proposal Index

484 SPONSORED BY: Councillors McWhirter, Boyd, Moriarty Adams, Talley, Smith

DIGEST: clarifies the provisions that govern the licensure of adult entertainment businesses, and makes certain definitions consistent with those in the city's zoning ordinances

REFERRED TO: Public Safety and Criminal Justice Committee

GENERAL ORDINANCE 87

APPROVED BY MAYOR: 10/14/2003

JOURNAL PAGE: 691

ADOPTED: 10/06/2003

485 SPONSORED BY: Councillors Dowden, Douglas, Moriarty Adams, Talley

DIGEST: provides 40 hours of paid leave for public safety officers who sustain an on-duty injury that causes him or her to be absent from work for more than 40 consecutive hours

REFERRED TO: Public Safety and Criminal Justice Committee

GENERAL ORDINANCE 88

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 743

ADOPTED: 10/27/2003

486 SPONSORED BY: Councillors Dowden, Douglas, Moriarty Adams, Talley

DIGEST: increases annual leave for firefighters, and allows firefighters to opt out of sick leave provisions of Section 252-303(b) and into the sick leave provisions of Section 252-303(a)

REFERRED TO: Public Safety and Criminal Justice Committee

GENERAL ORDINANCE 81

APPROVED BY MAYOR: 09/28/2003

JOURNAL PAGE: 652

ADOPTED: 09/16/2003

487 SPONSORED BY: Councillor Black

DIGEST: expresses opposition to federal legislation that seeks to grant the firearms industry special protection against legal actions that would hold the industry accountable for their contribution to gun violence in this country

REFERRED TO: Public Safety and Criminal Justice Committee

SPECIAL RESOLUTION

APPROVED BY MAYOR: / /

JOURNAL PAGE:

NO ACTION TAKEN IN 2003

488 SPONSORED BY: Councillor Massie

DIGEST: authorizes a multi-way stop at Bartlett Avenue and Pacific Street (District 20)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 82

APPROVED BY MAYOR: 09/28/2003

JOURNAL PAGE: 657

ADOPTED: 09/16/2003

489 SPONSORED BY: Councillor Black

DIGEST: authorizes a multi-way stop at College Avenue and 40th Street (District 6)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE

APPROVED BY MAYOR: / /

JOURNAL PAGE:

NO ACTION TAKEN IN 2003

490 SPONSORED BY: Councillor Langsford

DIGEST: authorizes a stop sign at Greenfield Avenue and Shimer Avenue (District 13)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 83

APPROVED BY MAYOR: 09/28/2003

JOURNAL PAGE: 657

ADOPTED: 09/16/2003

491 SPONSORED BY: Councillor Gray

DIGEST: authorizes a change in intersection controls at 33rd Street and Kenwood Avenue (District 9)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 84

APPROVED BY MAYOR: 09/28/2003

JOURNAL PAGE: 658

ADOPTED: 09/16/2003

2003 Proposal Index

492 SPONSORED BY: Councillors Smith, Coughenour

DIGEST: authorizes a "no left turn" restriction on Emerson Avenue at Southport Terrace (Districts 23, 24)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 85

APPROVED BY MAYOR: 09/28/2003

JOURNAL PAGE: 658

ADOPTED: 09/16/2003

493 SPONSORED BY: Councillors Bainbridge, Moriarty Adams

DIGEST: acquires easements on real estate currently owned by Coble Metropolitan Business Center, Inc., which will help reduce or eliminate combined sewer overflows in the lower reaches of Pogues Run

REFERRED TO: Public Works Committee

GENERAL RESOLUTION 16

APPROVED BY MAYOR: 09/28/2003

JOURNAL PAGE: 659

ADOPTED: 09/16/2003

494 SPONSORED BY: Councillors Gray, Langsford, Short, Frick

DIGEST: remembers the life and contributions of Jim Smeehuyzen

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 50

APPROVED BY MAYOR: 09/05/2003

JOURNAL PAGE: 417

ADOPTED: 08/25/2003

495 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Pike Township, Councilmanic District 9, 5505 Lafayette Road (approximate address) (2000-ZON-123)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 119

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 421

ADOPTED: 08/25/2003

496 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 5111 West 62nd Street (approximate address) (2002-ZON-087)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 120

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 421

ADOPTED: 08/25/2003

497 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 20, 2915 South Madison Avenue (approximate address) (2003-ZON-014)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 121

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 421

ADOPTED: 08/25/2003

498 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 8067 Oaklandon Road (approximate address) (2001-ZON-110)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 122

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 421

ADOPTED: 08/25/2003

499 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 4884 and 4888 Kentucky Avenue (approximate addresses) (2001-ZON-020)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 123

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 421

ADOPTED: 08/25/2003

2003 Proposal Index

500 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 25, 1805, 1807, 1817, 1821 and 1827 South Meridian Street, 13 East Caven Street, 14 and 18 Adler Street (approximate addresses) (2003-ZON-035)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 124

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 422

ADOPTED: 08/25/2003

501 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 25, 1425 Jones Street (approximate address) (2003-ZON-070)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 125

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 422

ADOPTED: 08/25/2003

502 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 1917 to 2043 Sugar Grove Avenue, 1212 to 1220 and 1226 to 1235 West 20th Street (approximate addresses) (2003-ZON-084)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 126

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 422

ADOPTED: 08/25/2003

503 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 12, 1101 and 1109 North Shadeland Avenue (approximate addresses) (2003-ZON-086)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 127

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 422

ADOPTED: 08/25/2003

504 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 2110 Muessing Road (approximate address) (2003-ZON-087)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 128

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 422

ADOPTED: 08/25/2003

505 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 8401 Northwest Boulevard (approximate address) (2003-ZON-091)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 129

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 422

ADOPTED: 08/25/2003

506 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Washington Township, Councilmanic District 3, 5701 Castle Creek Parkway, North Drive (approximate address) (2003-ZON-092)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 130

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 422

ADOPTED: 08/25/2003

2003 Proposal Index

507 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 19, 5550 Bradbury Avenue (approximate address) (2003-ZON-824)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 131

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 422

ADOPTED: 08/25/2003

508 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 25, 1847, 1849, 1851 and 1853 Miller Street (approximate address) (2003-ZON-827)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 132

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 423

ADOPTED: 08/25/2003

509 SPONSORED BY: Councillor Horseman

DIGEST: recognizes the Indianapolis Colts for their game broadcasts in Spanish by Armando Quintero on Radio Latina WEDJ (FM 107.1)

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 51

APPROVED BY MAYOR: 09/05/2003

JOURNAL PAGE: 418

ADOPTED: 08/25/2003

510 SPONSORED BY: Councillor Cockrum

DIGEST: amends Chapter 192 of the Revised Code fixing the compensation of certain elected officials of Marion County effective for 2004

REFERRED TO: Administration & Finance, Metropolitan Development,
Public Safety & Criminal Justice Committees

GENERAL ORDINANCE

APPROVED BY MAYOR: / /

JOURNAL PAGE:

WITHDRAWN

511 SPONSORED BY: Councillor McWhirter

DIGEST: authorizes the auditor to collect an endorsement fee of \$5 for each legal description of each parcel contained in a deed

REFERRED TO: Administration and Finance Committee

GENERAL ORDINANCE 89

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 746

ADOPTED: 10/27/2003

512 SPONSORED BY: Councillors McWhirter, Nytes

DIGEST: approves a public purpose grant in the amount of \$50,000 to Indiana University for the purpose of financing educational access programming on the educational access channels of the franchised cable systems in Marion County

REFERRED TO: Administration and Finance Committee

SPECIAL RESOLUTION 65

APPROVED BY MAYOR: 10/21/2003

JOURNAL PAGE: 701

ADOPTED: 10/06/2003

513 SPONSORED BY: Councillors McWhirter, Nytes

DIGEST: approves a public purpose grant to Indiana University in the amount of \$100,000 for the purpose of enabling the Educational Television Cooperative (ETC) to purchase equipment for the expansion of the ETC playback site that provides programming on the educational access channels of the franchised cable systems in Marion County

REFERRED TO: Administration and Finance Committee

SPECIAL RESOLUTION 66

APPROVED BY MAYOR: 10/21/2003

JOURNAL PAGE: 701

ADOPTED: 10/06/2003

2003 Proposal Index

514 SPONSORED BY: Councillor Boyd

DIGEST: urges the Marion County Election Board to provide training on the County's new voting machines for polling place officials, political parties and voters prior to the 2003 General Election

REFERRED TO: Committee of the Whole Council

COUNCIL RESOLUTION

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE:

NO ACTION TAKEN IN 2003

515 SPONSORED BY: Councillors Langsford, Horseman

DIGEST: amends the definitions of "adult cabaret" and "adult motel" in the commercial zoning districts ordinances to make the definitions consistent with those in the city's adult entertainment businesses ordinances (03-AO-02) (Certified September 5, 2003)

REFERRED TO: Metropolitan Development Committee

GENERAL ORDINANCE 90

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 748

ADOPTED: 10/27/2003

516 SPONSORED BY: Councillors Cockrum, Douglas, Langsford

DIGEST: approves an increase of \$1,815,000 in the 2003 Budget of the Department of Parks and Recreation (Non-Lapsing Federal Grants Fund) to pay for land acquisition, preliminary design work, construction documents, and inspections necessary for the Pennsy Rail-Trail, financed by federal funds administered by the Indiana Department of Transportation

REFERRED TO: Parks and Recreation Committee

FISCAL ORDINANCE 133

APPROVED BY MAYOR: 10/21/2003

JOURNAL PAGE: 686

ADOPTED: 10/06/2003

517 SPONSORED BY: Councillors Cockrum, Douglas

DIGEST: approves an increase of \$285,250 in the 2003 Budget of the Department of Parks and Recreation (Non-Lapsing Federal Grants Fund) to pay for the restoration of Marott Park, located in Washington Township, financed by a grant from the Department of Interior

REFERRED TO: Parks and Recreation Committee

FISCAL ORDINANCE 134

APPROVED BY MAYOR: 10/21/2003

JOURNAL PAGE: 686

ADOPTED: 10/06/2003

518 SPONSORED BY: Councillors Dowden, Moriarty Adams, Talley

DIGEST: approves a transfer totaling \$426,514 in the 2003 Budget of the Department of Public Safety, Police Division (Non-Lapsing Federal Grants Fund, Police General Fund, and Federal Grants Fund) to fund various projects (officer overtime for highway safety projects, customs overtime for airport drug security, PAL/Youth supplies, cultural and sporting events fees, Domestic Violence supplies, training, and computer equipment, Weed and Seed program supplies, training, equipment, a contractual research analyst, equipment, and South District terrorist training)

REFERRED TO: Public Safety and Criminal Justice Committee

P.S.S.D.F.O. 3

APPROVED BY MAYOR: 10/21/2003

JOURNAL PAGE: 705

ADOPTED: 10/06/2003

519 SPONSORED BY: Councillors Dowden, Moriarty Adams, Talley

DIGEST: approves an increase of \$149,100 in the 2003 Budget of the County Sheriff (State and Federal Grants Fund) for crime prevention publications and programs involving cooperation between community residents and law enforcement personnel, funded through IPD by a grant from the Department of Justice

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 122

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 676

ADOPTED: 10/06/2003

2003 Proposal Index

520 SPONSORED BY: Councillors Dowden, Moriarty Adams, Talley

DIGEST: approves a transfer of \$2,800 in the 2003 Budget of the County Sheriff (State and Federal Grants Fund) to pay unexpected expenses

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 135

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 702

ADOPTED: 10/06/2003

521 SPONSORED BY: Councillor McWhirter

DIGEST: approves an increase of \$471,500 in the 2003 Budgets of the County Auditor and the County Prosecutor (State and Federal Grants Fund) to fund the continuation of Operation Pull-Over, funded by a state grant (Governor's Council on Impaired and Dangerous Driving and National Highway Safety Administration)

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 132

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 684

ADOPTED: 10/06/2003

522 SPONSORED BY: Councillor McWhirter

DIGEST: approves an increase of \$111,298 in the 2003 Budgets of the County Auditor and the County Prosecutor (State and Federal Grants Fund) to fund the program continuation of OVWI (Operating Vehicle While Intoxicated), funded by a state grant (Governor's Council on Impaired and Dangerous Driving and the National Highway Traffic Safety Administration)

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 123

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 677

ADOPTED: 10/06/2003

523 SPONSORED BY: Councillors McWhirter, Soards

DIGEST: approves an increase of \$10,000 in the 2003 Budgets of the County Auditor and the County Prosecutor (State and Federal Grants Fund) to fund the partial salary for a paralegal focusing on nuisance abatement and for a portion of the Tidemark database for tracking properties, funded by a grant from IPD and Department of Justice

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 124

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 678

ADOPTED: 10/06/2003

524 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$147,155 in the 2003 Budget of the County Auditor and the Forensic Services Agency (State and Federal Grants Fund) to fund the DNA analysis of "No Suspect" cases, funded by a grant from the Indiana State Police

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 125

APPROVED BY MAYOR: 10/21/2003

JOURNAL PAGE: 679

ADOPTED: 10/06/2003

525 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$24,028 in the 2003 Budget of the Marion County Justice Agency (State and Federal Grants Fund) to help fund the Julian Center's Family Growth and Development Project, funded by a state grant

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 126

APPROVED BY MAYOR: 10/21/2003

JOURNAL PAGE: 680

ADOPTED: 10/06/2003

2003 Proposal Index

526 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$20,044 in the 2003 Budget of the Marion County Justice Agency (State and Federal Grants Fund) to allocate the Pathway to Recovery grant which will fund the partial salaries and fringes of five employees

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 127

APPROVED BY MAYOR: 10/21/2003

JOURNAL PAGE: 680

ADOPTED: 10/06/2003

527 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$249,314 in the 2003 Budgets of the County Auditor and the Marion County Justice Agency (State and Federal Grants Fund) to allocate the U.S. Department of Justice grant for the Community Prosecution and Project Safe Neighborhoods

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 128

APPROVED BY MAYOR: 10/21/2003

JOURNAL PAGE: 681

ADOPTED: 10/06/2003

528 SPONSORED BY: Councillor Dowden

DIGEST: approves a transfer of \$973,536 from the 2003 Budgets of the County Sheriff and the Marion County Justice Agency (County General Fund) to the 2003 Budgets of the County Auditor, Marion Superior Court, County Prosecutor, Marion County Public Defender, Clerk of the Circuit Court, County Sheriff, and the Marion County Justice Agency to pay the expenses for the Arrestee Processing Center

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 136

APPROVED BY MAYOR: 10/21/2003

JOURNAL PAGE: 703

ADOPTED: 10/06/2003

529 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$48,178 in the 2003 Budget of the Marion Superior Court, Juvenile Division (State and Federal Grants Fund) to fund the continuation of the Guardian Ad Litem Program, funded by a state grant (Indiana Criminal Justice Institute)

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 129

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 682

ADOPTED: 10/06/2003

530 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$60,108 in the 2003 Budgets of the County Auditor and the Marion Superior Court, Juvenile Division (Juvenile Probation Fund) to increase funding for juvenile probation, financed by fund balances

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 130

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 683

ADOPTED: 10/06/2003

531 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$20,000 in the 2003 Budget of the Marion Superior Court (State and Federal Grants Fund) to pay the salary of one coordinator in the Family Court Project, funded by a grant from the Indiana Supreme Court

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 131

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 683

ADOPTED: 10/06/2003

2003 Proposal Index

532 SPONSORED BY: Councillor Dowden

DIGEST: approves a transfer of \$1,100,000 in the 2003 Budget of the Marion Superior Court (County General Fund) to fund rent-related expenses for probation satellites

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 147

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 744

ADOPTED: 10/27/2003

533 SPONSORED BY: Councillors Bainbridge, Moriarty Adams

DIGEST: approves an increase of \$125,000 in the 2003 Budget of the Department of Public Works, Engineering Division (Non-Lapsing Federal Grants Fund) to complete a scoping report for a proposed Downtown Cultural Trail, financed by a Federal Highway Administration Transportation Enhancement grant

REFERRED TO: Public Works Committee

FISCAL ORDINANCE 137

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 729

ADOPTED: 10/27/2003

534 SPONSORED BY: Councillor Nytes

DIGEST: authorizes a multi-way stop at Allegheny Street and Cleveland Street (District 22)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 92

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 776

ADOPTED: 10/27/2003

535 SPONSORED BY: Councillor Borst

DIGEST: authorizes a change in intersection controls at East Street and Narcissus Drive (District 25)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 93

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 776

ADOPTED: 10/27/2003

536 SPONSORED BY: Councillor Knox

DIGEST: authorizes a change in intersection controls at Ohio Street and Reisner Street (District 17)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 94

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 777

ADOPTED: 10/27/2003

537 SPONSORED BY: Councillors Soards, Gray

DIGEST: authorizes intersection control changes and parking control changes in the Three Fountains West, Colonial Square, and Mayfield Green Apartment complexes (Districts 1, 9)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 95

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 777

ADOPTED: 10/27/2003

538 SPONSORED BY: Councillor Bainbridge

DIGEST: authorizes parking restrictions on Norfolk Street from Patricia Street to the dead end (District 8)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 96

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 778

ADOPTED: 10/27/2003

539 SPONSORED BY: Councillor Massie

DIGEST: authorizes certification of certain matters relating to elections and funding of compliance with the Help America Vote Act of 2002

REFERRED TO: Rules and Public Policy Committee

SPECIAL RESOLUTION 54

APPROVED BY MAYOR: 09/28/2003

JOURNAL PAGE: 453

ADOPTED: 09/15/2003

2003 Proposal Index

540 SPONSORED BY: Councillor Talley

DIGEST: recognizes Pastor Kenneth E. Sullivan and Nehemiah Christian College

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 52

APPROVED BY MAYOR: 09/28/2003

JOURNAL PAGE: 451

ADOPTED: 09/15/2003

541 SPONSORED BY: Councillor Horseman

DIGEST: recognizes the October 18, 2003, Nigerian National Independence Banquet hosted by the Association of Nigerians in Indianapolis

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 53

APPROVED BY MAYOR: 09/28/2003

JOURNAL PAGE: 452

ADOPTED: 09/15/2003

542 SPONSORED BY: Councillor Bradford

DIGEST: approves the waiver of penalties on installment payment of certain real estate taxes

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 55

APPROVED BY MAYOR: 09/28/2003

JOURNAL PAGE: 455

ADOPTED: 09/15/2003

543 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 19, 8155 Rockville Road (approximate address) (2003-ZON-076)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 134

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 461

ADOPTED: 09/15/2003

544 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Washington Township, Councilmanic District 3, 8845 Township Line Road (approximate address) (2003-ZON-072) (2003-DP-012)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 135

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 461

ADOPTED: 09/15/2003

545 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 21, 1633-1637 East Prospect Street (approximate addresses) (2003-ZON-088)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 136

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 461

ADOPTED: 09/15/2003

546 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 14, 9815 East 46th Street, City of Lawrence (approximate address) (2003-ZON-089)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 137

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 462

ADOPTED: 09/15/2003

547 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 4, 7999 Knue Road (approximate address) (2003-ZON-098)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 138

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 462

ADOPTED: 09/15/2003

2003 Proposal Index

548 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 4, 5920 Castleway West Drive (approximate address) (2003-ZON-099)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 139

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 462

ADOPTED: 09/15/2003

549 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 603, 605, and 607 Lord Street; and 610, 614, and 622 Fletcher Avenue (approximate addresses) (2003-ZON-084)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 140

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 462

ADOPTED: 09/15/2003

550 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 25, 306 Prospect Street (approximate address) (2003-ZON-020)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 141

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 462

ADOPTED: 09/15/2003

551 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 9, 3017 Shriver Avenue (approximate address) (2003-ZON-094)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 142

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 462

ADOPTED: 09/15/2003

552 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 1049 Elm Street (approximate address) (2003-ZON-096)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 143

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 462

ADOPTED: 09/15/2003

553 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 4915 Brushwood Road; 8331 and 8424 West Thompson Road; 8554, 8609, and 8702 Colonial Road; and 5303, 5321, 5322, and 5621 Stanley Road (approximate addresses) (2003-ZON-821)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 144

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 462

ADOPTED: 09/15/2003

554 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 805 and 807 Highland Avenue; and 1202, 1210, 1214, and 1220 East St. Clair Street (approximate addresses) (2003-ZON-826)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 145

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 463

ADOPTED: 09/15/2003

2003 Proposal Index

555 SPONSORED BY: Councillor Frick

DIGEST: approves a transfer of \$75,000 in the 2003 Budget of the City-County Council (Consolidated County Fund) to do a study to determine potential savings if the operation of the jail were privatized

REFERRED TO: Administration and Finance Committee

FISCAL ORDINANCE

APPROVED BY MAYOR: / /

JOURNAL PAGE:

NO ACTION TAKEN IN 2003

556 SPONSORED BY: Councillor Dowden

DIGEST: determines the need to lease approximately 17,000 square feet of office space at 3806 S. Madison Avenue for the Southside Community Office of the Marion Superior Court Probation Department, Adult Services Division

REFERRED TO: Administration and Finance Committee

SPECIAL RESOLUTION 67

APPROVED BY MAYOR: 10/21/2003

JOURNAL PAGE: 704

ADOPTED: 10/06/2003

557 SPONSORED BY: All Councillors

DIGEST: remembers the life of Governor Frank O'Bannon

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 57

APPROVED BY MAYOR: 09/28/2003

JOURNAL PAGE: 456

ADOPTED: 09/15/2003

558 SPONSORED BY: Councillors Langsford, Nytes, Talley

DIGEST: approves an increase of \$581,000 and a transfer of \$185,000 in the 2003 Budget of the Department of Metropolitan Development (Federal Grants Fund) to support the Amber Woods Cooperative rehabilitation project, to offer down-payment assistance to new homebuyers in Fall Creek Place, and to remove debris from the Fall Creek Place project area, financed by a transfer and federal grants

REFERRED TO: Metropolitan Development Committee

FISCAL ORDINANCE 138

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 730

ADOPTED: 10/27/2003

559 SPONSORED BY: Councillors Dowden, Moriarty Adams, Talley

DIGEST: approves an increase of \$596,100 in the 2003 Budget of the Department of Public Safety, Police Division (Non-Lapsing Federal Grants Fund) for technology upgrades, financed by a federal grant

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 140

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 733

ADOPTED: 10/27/2003

560 SPONSORED BY: Councillors Dowden, Moriarty Adams, Talley

DIGEST: approves an increase of \$1,500 in the 2003 Budget of the Department of Public Safety, Fire Division (Non-Lapsing Federal Grants Fund) to continue a car seat Permanent Fitting Station project at IFD Station #30, financed by a federal grant

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 139

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 731

ADOPTED: 10/27/2003

561 SPONSORED BY: Councillors Dowden, Moriarty Adams, Talley

DIGEST: approves an increase of \$2,799 in the 2003 Budget of the Department of Public Safety, Emergency Management Planning Division (Non-Lapsing Federal Grants Fund) to support the Community Emergency Response Team program, financed by a federal grant

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 141

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 734

ADOPTED: 10/27/2003

2003 Proposal Index

- 562 SPONSORED BY: Councillors Dowden, Moriarty Adams, Talley
DIGEST: approves a transfer of \$6,736 in the 2003 Budget of the Department of Public Safety, Animal Care and Control Division (Consolidated County Fund) to purchase additional animal supplies and equipment
REFERRED TO: Public Safety and Criminal Justice Committee FISCAL ORDINANCE 148
APPROVED BY MAYOR: 11/06/2003 JOURNAL PAGE: 744 ADOPTED: 10/27/2003
-
- 563 SPONSORED BY: Councillors Dowden, Moriarty Adams, Talley
DIGEST: approves a transfer of \$422,511 and an increase of \$612,444 in the 2003 Budget of the County Sheriff (County General Fund) to cover shortage of money in 2003 for gasoline and to appropriate funds for an additional 20 Correction Officers, financed by a transfer and fund balances
REFERRED TO: Public Safety and Criminal Justice Committee FISCAL ORDINANCE 151
APPROVED BY MAYOR: Not Req. JOURNAL PAGE: 803 ADOPTED: 11/17/2003
-
- 564 SPONSORED BY: Councillors Dowden, Moriarty Adams, Talley
DIGEST: approves an increase of \$84,032 in the 2003 Budgets of the County Auditor and the County Sheriff (State and Federal Grants Fund) for Victim Assistance salaries and fringes, funded by a state grant (Indiana Criminal Justice Institute) (The local match of \$21,008 is funded by the existing appropriations in the County Sheriff's budget.)
REFERRED TO: Public Safety and Criminal Justice Committee FISCAL ORDINANCE 142
APPROVED BY MAYOR: Not Req. JOURNAL PAGE: 735 ADOPTED: 10/27/2003
-
- 565 SPONSORED BY: Councillors Dowden, Moriarty Adams, Talley
DIGEST: approves an increase of \$31,927 in the 2003 Budget of the County Sheriff (State and Federal Grants Fund) for the reimbursement of prior expenses related to housing illegal aliens by the State Criminal Alien Assistance Program, funded by a federal grant
REFERRED TO: Public Safety and Criminal Justice Committee FISCAL ORDINANCE 143
APPROVED BY MAYOR: Not Req. JOURNAL PAGE: 735 ADOPTED: 10/27/2003
-
- 566 SPONSORED BY: Councillor Dowden
DIGEST: approves a transfer of \$22,148 and an increase of \$1,030,449 in the 2003 Budgets of the County Auditor and the Marion Superior Court, Juvenile Division (State and Federal Grants Fund) to cover expenses for Block Grants #3 and #4 and to appropriate Juvenile Accountability Block Grant #5 (The local match of \$80,089 is funded by the existing appropriations in the Marion Superior Court, Juvenile Division's budget.)
REFERRED TO: Public Safety and Criminal Justice Committee FISCAL ORDINANCE 144
APPROVED BY MAYOR: Not Req. JOURNAL PAGE: 736 ADOPTED: 10/27/2003
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- 567 SPONSORED BY: Councillor Moriarty Adams
DIGEST: seeks authorization to pay legal expenses incurred with the jail-overcrowding litigation from the jail commissary fund
REFERRED TO: Public Safety and Criminal Justice Committee SPECIAL RESOLUTION 77
APPROVED BY MAYOR: 11/06/2003 JOURNAL PAGE: 745 ADOPTED: 10/27/2003
-
- 568 SPONSORED BY: Councillor Frick
DIGEST: approves a transfer of \$35,345 in the 2003 Budget of the County Treasurer (County General Fund) to cover the postage expense for the mailing of tax bills
REFERRED TO: Administration and Finance Committee FISCAL ORDINANCE 149
APPROVED BY MAYOR: Not Req. JOURNAL PAGE: 747 ADOPTED: 10/27/2003
-

2003 Proposal Index

569 SPONSORED BY: Councillors Langsford, Nytes

DIGEST: approves an increase of \$490,000 in the 2003 Budget of the Department of Metropolitan Development, Division of Administrative Services (Non-Lapsing State Grants and City Cumulative Capital Improvement Funds) to pay for the environmental assessment of two brownfield properties (1402 Dr. Martin Luther King Jr. Street and 838 N. Delaware) and to perform additional earthwork at the Keystone Enterprise Park project (located at I70 and Keystone Avenue), financed by a state grant and fund balances

REFERRED TO: Metropolitan Development Committee

FISCAL ORDINANCE 145

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 738

ADOPTED: 10/27/2003

570 SPONSORED BY: Councillor Dowden

DIGEST: appoints Michael P. Greene to the Citizens Police Complaint Board

REFERRED TO: Public Safety and Criminal Justice Committee

COUNCIL RESOLUTION 86

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 717

ADOPTED: 10/27/2003

571 SPONSORED BY: Councillor Borst

DIGEST: approves a transfer of \$52,900 in the 2003 Budget of the City-County Council (Consolidated County Fund) to upgrade council office computer data base and ordinance tracking system

REFERRED TO: Administration and Finance Committee

FISCAL ORDINANCE 150

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 747

ADOPTED: 10/27/2003

572 SPONSORED BY: Councillors Langsford, Horseman

DIGEST: clarifies the roles of the Department of Public Works, the Board of Public Works, the Department of Metropolitan Development, and the Metropolitan Development Commission in the administration of the Wellfield Protection Zoning Ordinance (03-AO-03) (Certified September 16, 2003)

REFERRED TO: Metropolitan Development Committee

GENERAL ORDINANCE 91

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 764

ADOPTED: 10/27/2003

573 SPONSORED BY: Councillors Bainbridge, Moriarty Adams, Conley Coughenour, Langsford

DIGEST: approves the issuance of proceeds of sale of transportation revenue bonds of the City of Indianapolis in an original aggregate amount not to exceed Twenty Million Dollars

REFERRED TO: Public Works Committee

SPECIAL ORDINANCE 6

APPROVED BY MAYOR: 11/06/1993

JOURNAL PAGE: 740

ADOPTED: 10/27/2003

574 SPONSORED BY: Councillors Bainbridge, Moriarty Adams, Conley, Coughenour, Langsford

DIGEST: approves the appropriation of proceeds of sale of transportation revenue bonds of the City of Indianapolis in an original aggregate amount not to exceed Twenty Million Dollars

REFERRED TO: Public Works Committee

FISCAL ORDINANCE 146

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 741

ADOPTED: 10/27/2003

575 SPONSORED BY: Councillor Coonrod

DIGEST: authorizes a traffic signal at 3308 North Mitthoefer Road (District 5)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 97

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 778

ADOPTED: 10/27/2003

2003 Proposal Index

576 SPONSORED BY: Councillor Langsford

DIGEST: authorizes a traffic signal at I-74 and Southeastern Avenue (District 13)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 98

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 779

ADOPTED: 10/27/2003

577 SPONSORED BY: Councillor Cockrum

DIGEST: authorizes a multi-way stop at Chelsea Road and Worth Avenue (District 19)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 99

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 779

ADOPTED: 10/27/2003

578 SPONSORED BY: Councillor Brents

DIGEST: authorizes a multi-way stop at 9th Street and Centennial Street (District 16)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 100

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 780

ADOPTED: 10/27/2003

579 SPONSORED BY: Councillor Moriarty Adams

DIGEST: authorizes a change in the intersection controls at 20th Street and Linwood Avenue (District 15)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 101

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 780

ADOPTED: 10/27/2003

580 SPONSORED BY: Councillor Moriarty Adams

DIGEST: authorizes a multi-way stop at Bradley Avenue and Walnut Street (District 15)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 102

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 781

ADOPTED: 10/27/2003

581 SPONSORED BY: Councillor Moriarty Adams

DIGEST: authorizes a multi-way stop at 20th Street and Hawthorne Lane (District 15)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 103

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 781

ADOPTED: 10/27/2003

582 SPONSORED BY: Councillor Knox

DIGEST: authorizes a multi-way stop at Berwick Avenue and Gimber Street (District 17)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 104

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 782

ADOPTED: 10/27/2003

583 SPONSORED BY: Councillor Knox

DIGEST: authorizes a change in intersection controls for Pershing Avenue and Ray Street (District 17)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 105

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 782

ADOPTED: 10/27/2003

2003 Proposal Index

584 SPONSORED BY: Councillors Knox, Borst

DIGEST: authorizes multi-way stops at Kappes Street and Lambert Street, and at Lambert Street and Reisner Street (Districts 17, 25)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 106

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 783

ADOPTED: 10/27/2003

585 SPONSORED BY: Councillor Bainbridge

DIGEST: authorizes a multi-way stop at Breton Street and Falcon Drive (District 8)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 107

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 783

ADOPTED: 10/27/2003

586 SPONSORED BY: Councillor Bainbridge

DIGEST: authorizes a change in intersection controls for Beauport Road and Fredonia Road (District 8)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 108

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 784

ADOPTED: 10/27/2003

587 SPONSORED BY: Councillor Brents

DIGEST: authorizes shuttle stops for the Indy Go Blue Line Circulator (District 16)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 109

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 784

ADOPTED: 10/27/2003

588 SPONSORED BY: Councillors Nytes, Sanders, Boyd, Bainbridge

DIGEST: congratulates IPS School 27 for earning the U.S. Department of Education's Blue Ribbon Schools Award

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 59

APPROVED BY MAYOR: 10/21/2003

JOURNAL PAGE: 664

ADOPTED: 10/06/2003

589 SPONSORED BY: Councillor Langsford

DIGEST: recognizes the trailblazing career of Indianapolis Fire Department Chief Nancy Rasmussen

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 60

APPROVED BY MAYOR: 10/21/2003

JOURNAL PAGE: 665

ADOPTED: 10/06/2003

590 SPONSORED BY: Councillor Tilford

DIGEST: recognizes the Department of Public Works co-ed softball team

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 61

APPROVED BY MAYOR: 10/21/2003

JOURNAL PAGE: 666

ADOPTED: 10/06/2003

591 SPONSORED BY: Councillors Cockrum, Massie, Dowden

DIGEST: recognizes Garfield Park, and the 100th Anniversary of its unique Pagoda

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 62

APPROVED BY MAYOR: 10/21/2003

JOURNAL PAGE: 666

ADOPTED: 10/06/2003

2003 Proposal Index

592 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 23, 3853 East Raymond Street (approximate address) (2003-ZON-083)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 146

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 673

ADOPTED: 10/06/2003

593 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 6127, 6139, 6251, and 6295 West 56th Street (approximate addresses) (2003-ZON-039) (Amended)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 147

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 673

ADOPTED: 10/06/2003

594 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 3825 Foltz Street (approximate address) (2003-ZON-097)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 148

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 673

ADOPTED: 10/06/2003

595 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Washington Township, Councilmanic District 7, 6720 Spirit Lake Drive (approximate address) (2003-ZON-100) (2003-DP-014)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 149

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 673

ADOPTED: 10/06/2003

596 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 10, 3325 and 3385 North Arlington Avenue (approximate addresses) (2003-ZON-101)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 150

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 673

ADOPTED: 10/06/2003

597 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 8750 and 9550 Zionsville Road (approximate addresses) (2003-ZON-102)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 151

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 673

ADOPTED: 10/06/2003

598 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 10, 2031 East 30th Street (approximate address) (2003-ZON-107)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 152

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 673

ADOPTED: 10/06/2003

2003 Proposal Index

599 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 2339 North New Jersey Street (approximate address) (2003-ZON-108)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 153

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 674

ADOPTED: 10/06/2003

600 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 6401 West 71st Street, 6640 Intech Boulevard, 6220 Pisital Way, and 6510 and 6650 Telecom Drive (approximate addresses) (2003-ZON-111)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 154

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 674

ADOPTED: 10/06/2003

601 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 12, 1739 North Shadeland Avenue (approximate address) (2003-ZON-112)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 155

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 674

ADOPTED: 10/06/2003

602 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 6121 Arlington Avenue (approximate address) (2003-ZON-832)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 156

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 674

ADOPTED: 10/06/2003

603 SPONSORED BY: Councillor Horseman

DIGEST: recognizes the Cottage Home Neighborhood Association's 17th Annual Block Party on October 11

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 63

APPROVED BY MAYOR: 10/21/2003

JOURNAL PAGE: 668

ADOPTED: 10/06/2003

604 SPONSORED BY: Councillor Boyd

DIGEST: welcomes and honors Real Admiral Barry C. Black of the Chaplain Corps of the United States Navy

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 64

APPROVED BY MAYOR: 10/21/2003

JOURNAL PAGE: 667

ADOPTED: 10/06/2003

605 SPONSORED BY: Councillor Langsford

DIGEST: an inducement resolution for Keystone Towers, LLC in an amount not to exceed \$6,000,000 which consists of the acquisition and substantial rehabilitation of the existing vacant 254-unit Keystone Towers Apartments located at 2855 East 45th Street and 4475 Allisonville Road (Districts 6, 11)

REFERRED TO: Metropolitan Development Committee

SPECIAL RESOLUTION 75

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 725

ADOPTED: 10/27/2003

2003 Proposal Index

606 SPONSORED BY: Councillor Langsford

DIGEST: an inducement resolution for TR Associates, LLC in an amount not to exceed \$6,600,000 which consists of the acquisition and substantial rehabilitation of the existing 284-unit Timber Ridge Apartments located at 4005 Meadows Drive (District 11)

REFERRED TO: Metropolitan Development Committee

SPECIAL RESOLUTION 76

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 727

ADOPTED: 10/27/2003

607 SPONSORED BY: Councillor Boyd

DIGEST: authorizes Robert J. Clifford to accept pension liability

REFERRED TO: Administration and Finance Committee

SPECIAL RESOLUTION 74

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 718

ADOPTED: 10/27/2003

608 SPONSORED BY: Councillors McWhirter, Moriarty Adams, Talley, Tilford, Sanders

DIGEST: continues the early retirement program for city employees who are in positions covered by the master agreement between the City and AFSCME

REFERRED TO: Administration and Finance Committee

GENERAL ORDINANCE 110

APPROVED BY MAYOR: 11/26/2003

JOURNAL PAGE: 819

ADOPTED: 11/17/2003

609 SPONSORED BY: Councillors Moriarty Adams, Talley, Dowden

DIGEST: determines the need to lease office space at 148 East Market Street for use by the Department of Public Safety's citizens police complaint office and weights and measures division

REFERRED TO: Administration and Finance Committee

SPECIAL RESOLUTION 103

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 876

ADOPTED: 12/08/2003

610 SPONSORED BY: Councillors Moriarty Adams, Talley, Dowden

DIGEST: determines the need to lease office space at 25 West 9th Street as the site of the IPD Downtown District office

REFERRED TO: Administration and Finance Committee

SPECIAL RESOLUTION 82

APPROVED BY MAYOR: 11/26/2003

JOURNAL PAGE: 820

ADOPTED: 11/17/2003

611 SPONSORED BY: Councillor Nytes

DIGEST: approves the Mayor's appointment of Michael J. Rogers as hearing officer to preside over the administrative adjudication of parking citations

REFERRED TO: Administration and Finance Committee

COUNCIL RESOLUTION 87

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 793

ADOPTED: 11/17/2003

612 SPONSORED BY: Councillor McWhirter

DIGEST: approves an increase of \$1,000,000 in the 2003 Budget of the County Auditor (County General Fund) to fund the increase in the cost of health insurance due to increased enrollment and higher policy rates, financed by fund balances

REFERRED TO: Administration and Finance Committee

FISCAL ORDINANCE 158

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 811

ADOPTED: 11/17/2003

2003 Proposal Index

613 SPONSORED BY: Councillor McWhirter

DIGEST: approves an increase of \$3,715,233 in the 2003 Budget of the County Auditor (Property Reassessment Fund) to restore the Property Reassessment Fund Budget that was reduced by the Department of Local Government Finance (DLGF), financed by fund balances

REFERRED TO: Administration and Finance Committee

FISCAL ORDINANCE 159

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 812

ADOPTED: 11/17/2003

614 SPONSORED BY: Councillor Cockrum

DIGEST: approves an increase of \$183,000 in the 2003 Budget of the Information Services Agency (Internal Services Fund) to cover expenditures for Light Detection and Ranging (laser aerial photography) and Ortho Projects for the IMAGIS Consortium, financed by fund balances

REFERRED TO: Administration and Finance Committee

FISCAL ORDINANCE 160

APPROVED BY MAYOR: 11/26/2003

JOURNAL PAGE: 813

ADOPTED: 11/17/2003

615 SPONSORED BY: Councillors Talley, Tilford

DIGEST: approves a transfer of \$199,750 in the 2003 Budget of the Department of Administration, Fleet Services Division (Consolidated County Fund) to cover an expected shortfall in funds for vehicle maintenance repairs

REFERRED TO: Administration and Finance Committee

FISCAL ORDINANCE 164

APPROVED BY MAYOR: 11/26/2003

JOURNAL PAGE: 820

ADOPTED: 11/17/2003

616 SPONSORED BY: Councillors Sanders, Tilford

DIGEST: approves an increase of \$70,000 in the 2003 Budget of the Department of Administration, Fleet Services Division (Non-Lapsing Federal Grants Fund) to install a 10,000 gallon above ground fuel tank, with canopy, to dispense ethanol (E85) fuel, financed by a federal grant (Great Lakes Regional Biomass Energy Program)

REFERRED TO: Administration and Finance Committee

FISCAL ORDINANCE 162

APPROVED BY MAYOR: 11/26/2003

JOURNAL PAGE: 816

ADOPTED: 11/17/2003

617 SPONSORED BY: Councillor Bradford

DIGEST: approves a transfer of \$7,529 in the 2003 Budgets of the County Auditor and the Cooperative Extension Service (County Grants Fund) to provide for a salary shortfall and an increase in fringe benefit allowance

REFERRED TO: Community Affairs Committee

FISCAL ORDINANCE 175

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 878

ADOPTED: 12/08/2003

618 SPONSORED BY: Councillor Bradford

DIGEST: approves an increase of \$39,967 in the 2003 Budgets of the County Auditor and Cooperative Extension Agency (County Grants Fund) for funding the salary for one year for a Commercial Horticulture Program Assistant, funded by a county grant (Indiana Professional Lawn and Landscape Association)

REFERRED TO: Community Affairs Committee

FISCAL ORDINANCE 166

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 859

ADOPTED: 12/08/2003

619 SPONSORED BY: Councillor Langsford

DIGEST: approves an increase of \$26,000 in the 2003 Budget of the County Surveyor (Corner Perpetuation Fund) to pay IMAGIS fees, financed by fund balances

REFERRED TO: Metropolitan Development Committee

FISCAL ORDINANCE 163

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 817

ADOPTED: 11/17/2003

2003 Proposal Index

620 SPONSORED BY: Councillors Langsford, Horseman

DIGEST: pertains to off-premises outdoor advertising signs within Marion County (03-AO-04) (Certified October 20, 2003)

REFERRED TO: Metropolitan Development Committee

GENERAL ORDINANCE 111

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 821

ADOPTED: 11/17/2003

621 SPONSORED BY: Councillors Langsford, Nytes

DIGEST: approves the amounts, locations, and programmatic operation for certain projects to be funded from the Community Development Grant Funds for 2004

REFERRED TO: Metropolitan Development Committee

SPECIAL RESOLUTION 83

APPROVED BY MAYOR: 11/26/2003

JOURNAL PAGE: 829

ADOPTED: 11/17/2003

622 SPONSORED BY: Councillors Dowden, Moriarty Adams, Talley

DIGEST: approves a transfer of \$46,863 in the 2003 Budget of the County Sheriff (State and Federal Grants Fund) to pay unexpected expenses covered by law enforcement block grant

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 165

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 834

ADOPTED: 11/17/2003

623 SPONSORED BY: Councillor McWhirter

DIGEST: approves an increase of \$200,000 in the 2003 Budgets of the County Auditor and the County Prosecutor (State and Federal Grants Fund) to fund (1) a salary for a supervisor and a partial salary for an administrator for community outreach projects, and (2) computer upgrades and training for the Community Prosecution Division, funded by a federal grant (Community Prosecution Leadership Award by the U.S. Department of Justice)

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 152

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 804

ADOPTED: 11/17/2003

624 SPONSORED BY: Councillor McWhirter

DIGEST: approves an increase of \$195,577 in the 2003 Budget of the County Prosecutor (State and Federal Grants Fund) to provide funding for Centers of Hope in all Marion County hospitals which provide comprehensive care to victims of sexual assault, funded by a state grant (Indiana Criminal Justice Institute)

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 153

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 805

ADOPTED: 11/17/2003

625 SPONSORED BY: Councillor McWhirter

DIGEST: approves an increase of \$56,000 in the 2003 Budgets of the County Auditor and the County Prosecutor (State and Federal Grants Fund) to fund (1) a Conflict Resolution Coordinator and to pay rent, training, and supplies at Community Court; (2) Nuisance Abatement Paralegals; and (3) a portion of the Tidemark database, funded by grants through the U.S. Department of Justice

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 154

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 806

ADOPTED: 11/17/2003

2003 Proposal Index

626 SPONSORED BY: Councillor McWhirter

DIGEST: approves an increase of \$270,205 in the 2003 Budgets of the County Auditor and the County Prosecutor (State and Federal Grants Fund) to provide funding for eight victim advocate positions for various divisions in the County Prosecutor's Office, funded by a state grant (Victims of Crime Act Victim Assistance Grant) (The local match of \$67,552 is funded by the existing appropriations in the Prosecutor's Office budget.)

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 155

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 807

ADOPTED: 11/17/2003

627 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$684,364 in the 2003 Budgets of the County Auditor and the Marion County Justice Agency (State and Federal Grants Fund) to provide salaries, fringes, supplies, equipment, travel, and contractual services for a Project Safe Neighborhood project, funded by a federal grant (Project Safe Neighborhoods Grant)

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 156

APPROVED BY MAYOR: 11/26/2003

JOURNAL PAGE: 807

ADOPTED: 11/17/2003

628 SPONSORED BY: Councillors Dowden, Moriarty Adams, Talley

DIGEST: approves an increase of \$128,507 in the 2003 Budget of the Department of Public Safety, Fire Division (Fire General Fund) to cover the purchase price of phase one of the Defibrillator replacement plan, financed by fund balances

REFERRED TO: Public Safety and Criminal Justice Committee

F.S.S.D.F.O. 8

APPROVED BY MAYOR: 11/26/2003

JOURNAL PAGE: 835

ADOPTED: 11/17/2003

629 SPONSORED BY: Councillors Dowden, Moriarty Adams, Talley

DIGEST: approves a transfer of \$110,215 in the 2003 Budget of the Department of Public Safety, Fire Division (Non-Lapsing Federal Grants and Federal Grants Funds) to cover the salary and benefits of the Indiana Task Force One Coordinator, to purchase personal equipment and supplies, and to pay for architectural design and preparatory tasks in support of renovating the current storage/warehouse facility

REFERRED TO: Public Safety and Criminal Justice Committee

F.S.S.D.F.O. 9

APPROVED BY MAYOR: 11/26/2003

JOURNAL PAGE: 836

ADOPTED: 11/17/2003

630 SPONSORED BY: Councillors Dowden, Moriarty Adams, Talley

DIGEST: approves an increase of \$46,840 in the 2003 Budget of the Department of Public Safety, Emergency Management and Planning Division (Consolidated County Fund) to fund vehicle lease and outfitting costs, to move six tornado warning sirens to new locations, and to cover fleet charges for the remainder of the year, financed by a grant from the American Red Cross and fund balances

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 157

APPROVED BY MAYOR: 11/26/2003

JOURNAL PAGE: 809

ADOPTED: 11/17/2003

631 SPONSORED BY: Councillors Bainbridge, Conley, McWhirter, Moriarty Adams

DIGEST: approves an increase of \$220,000 in the 2003 Budget of the Department of Public Works, Operations Division (Transportation General Fund) to restore 2003 budgeted dollars expended for overtime as a result of emergency response to floods in July and September and to purchase a sandbag filling machine, financed by fund balances

REFERRED TO: Public Works Committee

FISCAL ORDINANCE 167

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 860

ADOPTED: 12/08/2003

2003 Proposal Index

632 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$179,000 in the 2003 Budget of the Marion County Justice Agency (State and Federal Grants Fund) to appropriate funds to facilitate a strategic planning committee for public safety, funded by a state grant (Indiana Criminal Justice Institute) (The local match of \$75,509 is funded by the existing appropriations in the 2003 budgets of the Marion County Justice Agency and Marion Superior Court.)

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 168

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 862

ADOPTED: 12/08/2003

633 SPONSORED BY: Councillor Tilford

DIGEST: amends the code of ethics to provide inflationary adjustments to disclosure requirements

REFERRED TO: Rules and Public Policy Committee

GENERAL ORDINANCE

APPROVED BY MAYOR: / /

JOURNAL PAGE:

NO ACTION TAKEN IN 2003

634 SPONSORED BY: Councillor Massie

DIGEST: approves an increase of \$100,000 in the 2003 Budget of the Clerk of the Circuit Court (County General Fund) to pay legal services related to federal and state reimbursement for the purchase of voting machines, financed by fund balances

REFERRED TO: Administration and Finance Committee

FISCAL ORDINANCE

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE:

NO ACTION TAKEN IN 2003

635 SPONSORED BY: Councillor Coonrod

DIGEST: authorizes intersection controls for Lawrence Lake Subdivision, Sections 1 and 2 (District 5)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 115

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 889

ADOPTED: 12/08/2003

636 SPONSORED BY: Councillor Coonrod

DIGEST: authorizes a multi-way stop at Tidewater Court and Tidewater Drive (District 5)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 116

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 889

ADOPTED: 12/08/2003

637 SPONSORED BY: Councillors Coonrod, Talley

DIGEST: authorizes a multi-way stop at Aristocrat Lane and Pepperidge Drive (Districts 5, 14)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 117

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 890

ADOPTED: 12/08/2003

638 SPONSORED BY: Councillor Frick

DIGEST: authorizes a multi-way stop at 66th Street and Cornell Avenue (District 2)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 118

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 890

ADOPTED: 12/08/2003

639 SPONSORED BY: Councillor McWhirter

DIGEST: authorizes a multi-way stop at Country Club Boulevard and Kayla Drive (District 18)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 119

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 891

ADOPTED: 12/08/2003

2003 Proposal Index

640 SPONSORED BY: Councillor Smith

DIGEST: authorizes parking restrictions on Bazil Avenue from McGaughey Road to Dead End (District 23)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 120

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 891

ADOPTED: 12/08/2003

641 SPONSORED BY: Councillor Bradford

DIGEST: concerns the parking meters around the federal buildings (District 16)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE

APPROVED BY MAYOR: / /

JOURNAL PAGE:

NO ACTION TAKEN IN 2003

642 SPONSORED BY: Councillor Bainbridge

DIGEST: congratulates Margaret Arthur for earning the 2003 Mayor's Community Service Award for her many years of volunteer activities in the community

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 68

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 713

ADOPTED: 10/27/2003

643 SPONSORED BY: Councillor Bainbridge

DIGEST: congratulates Pat Zarse for earning the 2003 Mayor's Community Service Award for her many years of volunteer activities in the community

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 69

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 713

ADOPTED: 10/27/2003

644 SPONSORED BY: Councillor Horseman

DIGEST: recognizes the work of the Nationalities Council and its International Festival

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 70

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 714

ADOPTED: 10/27/2003

645 SPONSORED BY: Councillor Frick

DIGEST: recognizes Theology on Tap, an organization dedicated to promoting traditional values in young adults

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 71

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 715

ADOPTED: 10/27/2003

646 SPONSORED BY: Councillor Massie

DIGEST: welcomes and honors United States Postmaster General John "Jack" E. Potter

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 72

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 716

ADOPTED: 10/27/2003

647 SPONSORED BY: Councillors Coonrod, Black, Dowden

DIGEST: concerns property taxes and the County Option Income Tax

REFERRED TO: Rules and Public Policy Committee

COUNCIL RESOLUTION

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE:

NO ACTION TAKEN IN 2003

2003 Proposal Index

648 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 127-129 East St. Joseph Street (approximate addresses) (2003-ZON-081)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 157

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 723

ADOPTED: 10/27/2003

649 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 5104 Bluff Road (approximate address) (2003-ZON-079) (2003-DP-011)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 158

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 723

ADOPTED: 10/27/2003

650 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 5, 11000 East 25th Street (approximate address) (2003-ZON-123)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 159

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 723

ADOPTED: 10/27/2003

651 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Washington Township, Councilmanic District 6, 4206 North College Avenue and 664 East 42nd Street (approximate addresses) (2003-ZON-105)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 160

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 723

ADOPTED: 10/27/2003

652 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 3017 and 3019 South Harding Street and 3011, 3013, 3015, and 3024 Chase Street (approximate addresses) (2003-ZON-116)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 161

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 724

ADOPTED: 10/27/2003

653 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 1501 West 16th Street (approximate address) (2003-ZON-117)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 162

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 724

ADOPTED: 10/27/2003

654 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 23, 3999 Southeastern Avenue (approximate address) (2003-ZON-118)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 163

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 724

ADOPTED: 10/27/2003

2003 Proposal Index

655 SPONSORED BY: Councillor Frick

DIGEST: voting in favor of proposed consolidated ordinances of the Marion County Income Tax Council to provide a one hundred percent (100%) deduction applied to the assessed value of inventory in Marion County

REFERRED TO: Rules and Public Policy Committee

GENERAL RESOLUTION

APPROVED BY MAYOR: / /

JOURNAL PAGE:

NO ACTION TAKEN IN 2003

656 SPONSORED BY: Councillor Borst

DIGEST: amends City-County Fiscal Ordinance Nos. 113, 114, and 115, 2003, to correct errors in the 2004 budgets of the County Sheriff, County Auditor, and Marion Superior Court

REFERRED TO: Administration and Finance Committee

FISCAL ORDINANCE 161

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 814

ADOPTED: 11/17/2003

657 SPONSORED BY: Councillor Coughenour

DIGEST: congratulates Roncalli High School for earning the U.S. Department of Education's Blue Ribbon Schools Award for the third time

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 73

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 717

ADOPTED: 10/27/2003

658 SPONSORED BY: Councillor Langsford

DIGEST: a special resolution amending the inducement resolution for Phoenix Apartments (to be renamed "Avondale Village") in an amount not to exceed \$12,000,000 which consists of the acquisition and rehabilitation of an existing 328-unit apartment complex on an approximately 10.31 acre parcel of land located at 4004 Meadows Drive (District 11)

REFERRED TO: Metropolitan Development Committee

SPECIAL RESOLUTION 81

APPROVED BY MAYOR: 11/26/2003

JOURNAL PAGE: 799

ADOPTED: 11/17/2003

659 SPONSORED BY: Councillors McWhirter, Nytes

DIGEST: approves temporary tax anticipation borrowing for the City for the Consolidated City Police Force Account, the Police Pension Fund, the Consolidated City Fire Force Account, the Firemen's Pension Fund and the Park General Fund during the period from January 1, 2004 through December 31, 2004

REFERRED TO: Administration and Finance Committee

FISCAL ORDINANCE 172

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 866

ADOPTED: 12/08/2003

660 SPONSORED BY: Councillors McWhirter, Nytes

DIGEST: approves temporary tax anticipation borrowing for the County for the County General Fund and the County Family and Children's Fund during the period from January 1, 2004 through December 31, 2004

REFERRED TO: Administration and Finance Committee

FISCAL ORDINANCE 173

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 870

ADOPTED: 12/08/2003

661 SPONSORED BY: Councillor McWhirter

DIGEST: amends Sections 111-2 and 111-3 of the Revised Code of the Consolidated City and County thereby amending the police and fire special service districts in Wayne Township

REFERRED TO: Administration and Finance Committee

GENERAL ORDINANCE

APPROVED BY MAYOR: / /

JOURNAL PAGE:

WITHDRAWN

2003 Proposal Index

662 SPONSORED BY: Councillor Dowden

DIGEST: transfers the powers and duties of the Enhanced Access Board to the Information Technology Board and abolishes the Enhanced Access Board

REFERRED TO: Administration and Finance Committee

GENERAL ORDINANCE 114

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 881

ADOPTED: 12/08/2003

663 SPONSORED BY: Councillors Nytes, Talley, Sanders, McWhirter

DIGEST: allows the City to pick up additional employee contributions to PERF through a payroll deduction, and to treat such amounts as pre-tax "pick-up" contributions

REFERRED TO: Administration and Finance Committee

SPECIAL RESOLUTION 104

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 876

ADOPTED: 12/08/2003

664 SPONSORED BY: Councillors McWhirter, Talley, Langsford

DIGEST: authorizes the County to pay the employee's contribution to the pension plan for merit officers of the Marion County Sheriff's Department during the period of military leave

REFERRED TO: Administration and Finance Committee

GENERAL ORDINANCE 113

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 877

ADOPTED: 12/08/2003

665 SPONSORED BY: Councillors Cockrum, Douglas

DIGEST: approves an increase of \$47,500 in the 2003 Budget of the Department of Parks and Recreation (Park General Fund) to pay for overtime costs incurred cleaning up after unexpected floods and windstorms this year, financed by fund balances

REFERRED TO: Parks and Recreation Committee

FISCAL ORDINANCE 174

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 874

ADOPTED: 12/08/2003

666 SPONSORED BY: Councillors Dowden, Moriarty Adams, Talley

DIGEST: approves a transfer of \$331,000 and an increase of \$383,000 in the 2003 Budget of the Department of Public Safety, Fire Division (Fire General Fund) to cover the unbudgeted portion of the sworn firefighter contractual pay increase as well as overtime expenses, financed by a transfer and fund balances

REFERRED TO: Public Safety and Criminal Justice Committee

F.S.S.D.F.O. 10

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 899

ADOPTED: 12/08/2003

667 SPONSORED BY: Councillors Dowden, Moriarty Adams, Talley

DIGEST: approves a transfer of \$78,000 in the 2003 Budget of the Department of Public Safety, Police Division (Police General Fund) to pay for additional supplies needed to support the Arrestee Processing Center operations

REFERRED TO: Public Safety and Criminal Justice Committee

P.S.S.D.F.O. 4

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 898

ADOPTED: 12/08/2003

668 SPONSORED BY: Councillor Dowden

DIGEST: approves a transfer of \$18,000 in the 2003 Budget of the Marion County Justice Agency (State and Federal Grants Fund) to correct an error in the original grant award (Project Safe Neighborhoods grant)

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 176

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 886

ADOPTED: 12/08/2003

2003 Proposal Index

669 SPONSORED BY: Councillor Dowden

DIGEST: approves a transfer of \$18,900 in the 2003 Budget of the Marion County Justice Agency (State and Federal Grant Fund) to correct an error in the original grant award (Evaluation of the Marion County's Cite and Release and Emergency Jail Release Policies Grant)

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 177

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 887

ADOPTED: 12/08/2003

670 SPONSORED BY: Councillor Dowden

DIGEST: approves a transfer of \$42,205 in the 2002 Budget of the Marion Superior Court, Juvenile Division, (State and Federal Grants Fund) to cover capital expenses (Juvenile Accountability Incentive Block Grant #4)

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 178

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 887

ADOPTED: 12/08/2003

671 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$24,162 in the 2003 Budget of the Marion Superior Court (State and Federal Grants Fund) to appropriate a supervised visitation program with Kid's Voice, funded by a state grant (Indiana Criminal Justice Institute)

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 169

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 863

ADOPTED: 12/08/2003

672 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$749,927 in the 2003 Budgets of Community Corrections and the County Auditor (Home Detention User Fee Fund) to fund personnel, home detention equipment, and supplies for the second six months of fiscal year 2003-2004, financed by fund balances

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 170

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 864

ADOPTED: 12/08/2003

673 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$21,550 in the 2003 budget of Community Corrections (Home Detention User Fee Fund) to provide additional funds for supplies due to growth in programming, financed by fund balances

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 171

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 865

ADOPTED: 12/08/2003

674 SPONSORED BY: Councillors Bainbridge, Gibson

DIGEST: authorizes the mayor to issue a charter to 21st Century English Avenue Charter School, Inc.

REFERRED TO: Rules and Public Policy Committee

COUNCIL RESOLUTION 88

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 801

ADOPTED: 11/17/2003

675 SPONSORED BY: Councillors Bainbridge, Gibson

DIGEST: authorizes the mayor to issue a charter to Southeast Neighborhood School of Excellence, Inc.

REFERRED TO: Rules and Public Policy Committee

COUNCIL RESOLUTION 89

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 801

ADOPTED: 11/17/2003

2003 Proposal Index

676 SPONSORED BY: Councillors Dowden, Moriarty Adams

DIGEST: establishes a Child Advocacy Agency in the Office of the Prosecuting Attorney

REFERRED TO: Public Safety and Criminal Justice Committee

GENERAL ORDINANCE

APPROVED BY MAYOR: / /

JOURNAL PAGE:

NO ACTION TAKEN IN 2003

677 SPONSORED BY: Councillors Coughenour, Langsford

DIGEST: authorizes the Department of Public Works to collect a capacity availability fee for every building issued a permit by the Department of Metropolitan Development

REFERRED TO: Public Works Committee

GENERAL ORDINANCE

APPROVED BY MAYOR: / /

JOURNAL PAGE:

NO ACTION TAKEN IN 2003

678 SPONSORED BY: Councillor Knox

DIGEST: authorizes intersection controls for Hancock Street and Ida Street (District 17)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 121

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 892

ADOPTED: 12/08/2003

679 SPONSORED BY: Councillor Langsford

DIGEST: authorizes a multi-way stop at the intersection of Forsythia Drive and Orchid Lane (District 13)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 122

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 892

ADOPTED: 12/08/2003

680 SPONSORED BY: Councillors Brents, Nytes

DIGEST: authorizes a change in parking restrictions on Ft. Wayne Avenue between New Jersey Street and 10th Street (Districts 16, 22)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 123

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 893

ADOPTED: 12/08/2003

681 SPONSORED BY: Councillor Brents

DIGEST: authorizes a change in parking restrictions on Maryland Street between Missouri Street and Illinois Street (District 16)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 124

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 893

ADOPTED: 12/08/2003

682 SPONSORED BY: Councillor Brents

DIGEST: authorizes parking restrictions on Illinois Street between Merrill Street and South Street (District 16)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 125

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 894

ADOPTED: 12/08/2003

683 SPONSORED BY: Councillor Brents

DIGEST: authorizes parking restrictions on Illinois Street between Washington Street and Ohio Street (District 16)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 126

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 895

ADOPTED: 12/08/2003

2003 Proposal Index

684 SPONSORED BY: Councillor Douglas

DIGEST: authorizes parking restrictions on Dequincy Street between 23rd Street and Dead End north of 23rd Street (District 10)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 127

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 895

ADOPTED: 12/08/2003

685 SPONSORED BY: Councillor Nytes

DIGEST: authorizes parking restrictions on Delaware Street from Fall Creek Parkway S. Drive to Fall Creek Parkway N. Drive (District 22)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 128

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 895

ADOPTED: 12/08/2003

686 SPONSORED BY: Councillor Nytes

DIGEST: authorizes parking restrictions on 14th Street between College Avenue and Dead End east of College Avenue (District 22)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 129

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 896

ADOPTED: 12/08/2003

687 SPONSORED BY: Councillor Nytes

DIGEST: authorizes no left turn restrictions on Fall Creek Parkway on College Avenue (District 22)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE

APPROVED BY MAYOR: / /

JOURNAL PAGE:

NO ACTION TAKEN IN 2003

688 SPONSORED BY: Councillor Nytes

DIGEST: authorizes no left turn restrictions on Fall Creek Parkway N. Drive at 30th Street (District 22)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE

APPROVED BY MAYOR: / /

JOURNAL PAGE:

NO ACTION TAKEN IN 2003

689 SPONSORED BY: Councillors Black, Boyd, Nytes

DIGEST: authorizes no left turn restrictions on Fall Creek Parkway N. Drive at 38th and 39th Streets (Districts 6, 11, 22)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE

APPROVED BY MAYOR: / /

JOURNAL PAGE:

NO ACTION TAKEN IN 2003

690 SPONSORED BY: Councillor Brents

DIGEST: authorizes a change in one-way traffic and two-way traffic on Limestone Street between New York Street and Michigan Street (District 16)

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 130

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 896

ADOPTED: 12/08/2003

691 SPONSORED BY: Councillors McWhirter, Bainbridge, Knox

DIGEST: recognizes West Indy's 5th Annual Steak n Shake's Breakfast with Santa

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 78

APPROVED BY MAYOR: 11/26/2003

JOURNAL PAGE: 791

ADOPTED: 11/17/2003

2003 Proposal Index

692 SPONSORED BY: Councillor Dowden

DIGEST: recognizes the U.S. Marine Corps Reserves' "Toys for Tots" Program

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 79

APPROVED BY MAYOR: 11/26/2003

JOURNAL PAGE: 792

ADOPTED: 11/17/2003

693 SPONSORED BY: Councillor Borst

DIGEST: amends the term of service for Jerry Barnaby as a member of the Citizens Police Complaint Board

REFERRED TO: Public Safety and Criminal Justice Committee

COUNCIL RESOLUTION 91

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 856

ADOPTED: 12/08/2003

694 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 22, 9900, 10050, 10500, and 10640 East Thompson Road and 10101 and 10401 Pentecost Road (approximate addresses) (2003-ZON-060) (2003-DP-008)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 164

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 798

ADOPTED: 11/17/2003

695 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 2225 Yandes Street, and 2202, 2203, and 2224 Columbia Avenue (approximate addresses) (2003-ZON-106)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 165

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 798

ADOPTED: 11/17/2003

696 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 5, 9920 East 30th Street (approximate address) (2003-ZON-834)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 166

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 798

ADOPTED: 11/17/2003

697 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 16, 2219 West Michigan Street and 415 North Tremont Street (approximate addresses) (2003-ZON-110)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 167

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 798

ADOPTED: 11/17/2003

698 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 667 East Merrill Street (approximate address) (2003-ZON-120)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 168

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 798

ADOPTED: 11/17/2003

2003 Proposal Index

699 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 229, 324, and 349 West Morris Street (approximate addresses) (2003-ZON-121)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 169

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 798

ADOPTED: 11/17/2003

700 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 7316 South US 31 (approximate address) (2003-ZON-122)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 170

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 798

ADOPTED: 11/17/2003

701 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 10, 6702 East 34th Street (approximate address) (2003-ZON-125)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 171

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 799

ADOPTED: 11/17/2003

702 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 17, 2715 2725, 2727, and 2800 South Lynhurst Drive (approximate addresses) (2003-ZON-839)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 172

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 799

ADOPTED: 11/17/2003

703 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Washington Township, Councilmanic District 7, 5570 North Keystone Avenue (approximate address) (2003-ZON-841)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 173

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 799

ADOPTED: 11/17/2003

704 SPONSORED BY: Councillors Borst, Boyd

DIGEST: approves a schedule of regular council meetings for the year 2004

REFERRED TO: Committee of the Whole Council

COUNCIL RESOLUTION 90

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 855

ADOPTED: 12/08/2003

705 SPONSORED BY: Councillors Borst, Black

DIGEST: recognizes the National Collegiate Athletic Association's fourth year in Indianapolis

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 80

APPROVED BY MAYOR: 11/26/2003

JOURNAL PAGE: 792

ADOPTED: 11/17/2003

706 SPONSORED BY: Councillor Borst

DIGEST: amends the term of service for Al Polin as a member of the Citizens Police Complaint Board

REFERRED TO: Public Safety and Criminal Justice Committee

COUNCIL RESOLUTION 92

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 856

ADOPTED: 12/08/2003

2003 Proposal Index

707 SPONSORED BY: Councillor Brents

DIGEST: authorizes a change in parking restrictions for Meridian Street between South Street and Jackson Place

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 112

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 857

ADOPTED: 12/08/2003

708 SPONSORED BY: Councillors Borst, Boyd

DIGEST: recognizes the public service of John Bainbridge

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 90

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 848

ADOPTED: 12/08/2003

709 SPONSORED BY: Councillors Borst, Boyd

DIGEST: recognizes the public service of Elwood Black

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 91

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 849

ADOPTED: 12/08/2003

710 SPONSORED BY: Councillors Borst, Boyd

DIGEST: recognizes the public service of Maggie Brents

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 92

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 849

ADOPTED: 12/08/2003

711 SPONSORED BY: Councillors Borst, Boyd

DIGEST: recognizes the public service of Beulah Coughenour

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 93

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 850

ADOPTED: 12/08/2003

712 SPONSORED BY: Councillors Borst, Boyd

DIGEST: recognizes the public service of William Douglas

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 94

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 850

ADOPTED: 12/08/2003

713 SPONSORED BY: Councillors Borst, Boyd

DIGEST: recognizes the public service of William Dowden

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 95

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 851

ADOPTED: 12/08/2003

714 SPONSORED BY: Councillors Borst, Boyd

DIGEST: recognizes the public service of Sean Frick

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 96

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 851

ADOPTED: 12/08/2003

715 SPONSORED BY: Councillors Borst, Boyd

DIGEST: recognizes the public service of Harvey Knox

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 97

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 852

ADOPTED: 12/08/2003

2003 Proposal Index

716 SPONSORED BY: Councillors Borst, Boyd		
DIGEST: recognizes the public service of Robert Massie		
REFERRED TO: Committee of the Whole Council		SPECIAL RESOLUTION 98
APPROVED BY MAYOR: 12/19/2003	JOURNAL PAGE: 852	ADOPTED: 12/08/2003
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717 SPONSORED BY: Councillors Borst, Boyd		
DIGEST: recognizes the public service of Frank Short		
REFERRED TO: Committee of the Whole Council		SPECIAL RESOLUTION 99
APPROVED BY MAYOR: 12/19/2003	JOURNAL PAGE: 853	ADOPTED: 12/08/2003
<hr/>		
718 SPONSORED BY: Councillors Borst, Boyd		
DIGEST: recognizes the public service of David Smith		
REFERRED TO: Committee of the Whole Council		SPECIAL RESOLUTION 100
APPROVED BY MAYOR: 12/19/2003	JOURNAL PAGE: 853	ADOPTED: 12/08/2003
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719 SPONSORED BY: Councillors Borst, Boyd		
DIGEST: recognizes the public service of Bill Soards		
REFERRED TO: Committee of the Whole Council		SPECIAL RESOLUTION 101
APPROVED BY MAYOR: 12/19/2003	JOURNAL PAGE: 854	ADOPTED: 12/08/2003
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720 SPONSORED BY: Councillors Borst, Boyd		
DIGEST: recognizes the public service of Jody Tilford		
REFERRED TO: Committee of the Whole Council		SPECIAL RESOLUTION 102
APPROVED BY MAYOR: 12/19/2003	JOURNAL PAGE: 854	ADOPTED: 12/08/2003
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721 SPONSORED BY: Councillor Gibson		
DIGEST: recognizes We're Helping Youth, Inc., an Indianapolis higher education opportunity program		
REFERRED TO: Committee of the Whole Council		SPECIAL RESOLUTION 87
APPROVED BY MAYOR: 12/19/2003	JOURNAL PAGE: 845	ADOPTED: 12/08/2003
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722 SPONSORED BY: Councillor Langsford		
DIGEST: rezoning ordinance for Center Township, Councilmanic District 25, 701 West Southern Avenue and 2800 Bluff Road (approximate addresses) (2003-ZON-095)		
REFERRED TO: Committee of the Whole Council		REZONING ORDINANCE 181
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 858	ADOPTED: 12/08/2003
<hr/>		
723 SPONSORED BY: Councillor Langsford		
DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 7736 East Troy Avenue (approximate address) (2003-ZON-085) (2003-DP-013)		
REFERRED TO: Committee of the Whole Council		REZONING ORDINANCE 174
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 858	ADOPTED: 12/08/2003
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2003 Proposal Index

724 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Pike Township, Councilmanic District 5, 8599 West 96th Street and 9151 Lafayette Road (approximate addresses) (2003-ZON-115) (2003-DP-016)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 175

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 858

ADOPTED: 12/08/2003

725 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 7320 South US 31 (approximate address) (2003-ZON-129)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 176

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 858

ADOPTED: 12/08/2003

726 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 2615 and 2701 North Capitol Avenue and 2602 North Illinois Street and 101 West 28th Street (approximate addresses) (2003-ZON-131)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 177

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 858

ADOPTED: 12/08/2003

727 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 3035 South Meridian Street (approximate address) (2003-ZON-134)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 178

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 858

ADOPTED: 12/08/2003

728 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 14, 8010 East 38th Street (approximate address) (2003-ZON-836)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 179

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 858

ADOPTED: 12/08/2003

729 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 10, 2115-2150 North Keystone Avenue, 2215-2236 North Tacoma Avenue, 2154-2222 Winter Avenue, 2219-2223 Bellis Street, 2100-2223 Greenbriar Lane, 2129-2205 Jefferson Avenue, 2162-2247 North Temple Avenue, 2218-2266 Eastern Avenue, and 2205-2248 East Pruitt Street (approximate addresses) (2003-ZON-840)

REFERRED TO: Committee of the Whole Council

REZONING ORDINANCE 180

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 859

ADOPTED: 12/08/2003

730 SPONSORED BY: Councillors Short, Langsford

DIGEST: recognizes the Indiana National Guard for their work in defending freedom

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 84

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 843

ADOPTED: 12/08/2003

2003 Proposal Index

731 SPONSORED BY: Councillor Coughenour

DIGEST: recognizes the Class 4A Roncalli High School for winning its second consecutive State Football Championship victory

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 85

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 843

ADOPTED: 12/08/2003

732 SPONSORED BY: Councillor Tilford

DIGEST: recognizes the Class 5A Warren Central Warriors for their State Football Championship victory

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 86

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 844

ADOPTED: 12/08/2003

733 SPONSORED BY: Councillor Coughenour

DIGEST: recognizes Indiana High School Principal of the Year Harvey Warner of Beech Grove High School

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 88

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 846

ADOPTED: 12/08/2003

734 SPONSORED BY: Councillor Smith

DIGEST: requests the Metropolitan Development Commission adopt an ordinance imposing impact fees for certain development activities in Marion County

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION

APPROVED BY MAYOR: / /

JOURNAL PAGE:

NO ACTION TAKEN IN 2003

735 SPONSORED BY: Councillor Short

DIGEST: recognizes Shepherd Community, Inc.

REFERRED TO: Committee of the Whole Council

SPECIAL RESOLUTION 89

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 847

ADOPTED: 12/08/2003

2003 General Ordinance Index

1 SPONSORED BY: Councillors Talley, Smith, Schneider

DIGEST: allows signs for special events of not-for-profit entities to be erected or posted for a temporary period of time on the property of the not-for-profit entity without an improvement location permit (02-AO-02) (Certified January 8, 2003)

REFERRED TO: Metropolitan Development Committee

Proposal No. 28, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 47

ADOPTED 02/03/2003

2 SPONSORED BY: Councillor Brents

DIGEST: authorizes metered parking on Walnut Street between Delaware Street and Hudson Street (District 16)

REFERRED TO: Public Works Committee

Proposal No. 604, 2002

APPROVED BY MAYOR: 02/14/2003

JOURNAL PAGE: 53

ADOPTED 02/03/2003

3 SPONSORED BY: Councillor McWhirter

DIGEST: authorizes a multi-way stop at Koefoot Drive and Thousand Oaks Lane (District 18)

REFERRED TO: Public Works Committee

Proposal No. 595, 2002

APPROVED BY MAYOR: 02/14/2003

JOURNAL PAGE: 53

ADOPTED 02/03/2003

4 SPONSORED BY: Councillor Cockrum

DIGEST: authorizes a multi-way stop at Paddock Road and Ralston Road (District 19)

REFERRED TO: Public Works Committee

Proposal No. 596, 2002

APPROVED BY MAYOR: 02/14/2003

JOURNAL PAGE: 54

ADOPTED 02/03/2003

5 SPONSORED BY: Councillor Short

DIGEST: authorizes a multi-way stop at Iowa Street and Orleans Street (District 21)

REFERRED TO: Public Works Committee

Proposal No. 597, 2002

APPROVED BY MAYOR: 02/14/2003

JOURNAL PAGE: 54

ADOPTED 02/03/2003

6 SPONSORED BY: Councillor Coughenour

DIGEST: authorizes a multi-way stop at Epler Avenue and Linwood Avenue (District 24)

REFERRED TO: Public Works Committee

Proposal No. 598, 2002

APPROVED BY MAYOR: 02/14/2003

JOURNAL PAGE: 55

ADOPTED 02/03/2003

7 SPONSORED BY: Councillor Bainbridge

DIGEST: authorizes intersection controls for Mac Arthur Lane and Suburban Drive (District 8)

REFERRED TO: Public Works Committee

Proposal No. 599, 2002

APPROVED BY MAYOR: 02/14/2003

JOURNAL PAGE: 56

ADOPTED 02/03/2003

8 SPONSORED BY: Councillor Douglas

DIGEST: authorizes a change in the intersection controls at 35th Street and Manor Court (District 10)

REFERRED TO: Public Works Committee

Proposal No. 600, 2002

APPROVED BY MAYOR: 02/14/2003

JOURNAL PAGE: 56

ADOPTED 02/03/2003

2003 General Ordinance Index

9 SPONSORED BY: Councillor Moriarty Adams

DIGEST: authorizes a change in the intersection controls at 19th Street and Bancroft Street (District 15)

REFERRED TO: Public Works Committee

Proposal No. 601, 2002

APPROVED BY MAYOR: 02/14/2003

JOURNAL PAGE: 57

ADOPTED 02/03/2003

10 SPONSORED BY: Councillor Gray

DIGEST: authorizes intersection controls at 65th Street and Bettcher Avenue (District 9)

REFERRED TO: Public Works Committee

Proposal No. 602, 2002

APPROVED BY MAYOR: 02/14/2003

JOURNAL PAGE: 57

ADOPTED 02/03/2003

11 SPONSORED BY: Councillor Brents

DIGEST: authorizes a change in parking restrictions on Vermont Street from West Street to Toledo Street (District 16)

REFERRED TO: Public Works Committee

Proposal No. 603, 2002

APPROVED BY MAYOR: 02/14/2003

JOURNAL PAGE: 57

ADOPTED 02/03/2003

12 SPONSORED BY: Councillor Soards

DIGEST: authorizes a reduction in the speed limit on Kissel Road from Lafayette Road to 96th Street (District 1)

REFERRED TO: Public Works Committee

Proposal No. 605, 2002

APPROVED BY MAYOR: 02/14/2003

JOURNAL PAGE:

ADOPTED 02/03/2003

13 SPONSORED BY: Councillor Bainbridge

DIGEST: authorizes stop signs for Danbury Road and Eagledale Drive (District 8)

REFERRED TO: Public Works Committee

Proposal No. 66, 2003

APPROVED BY MAYOR: 03/07/2003

JOURNAL PAGE: 86

ADOPTED 02/24/2003

14 SPONSORED BY: Councillor Langsford

DIGEST: authorizes intersection controls for Willow Oaks Subdivision, Section 2 (District 13)

REFERRED TO: Public Works Committee

Proposal No. 67, 2003

APPROVED BY MAYOR: 03/07/2003

JOURNAL PAGE: 87

ADOPTED 02/24/2003

15 SPONSORED BY: Councillor Langsford

DIGEST: authorizes intersection controls for Willow Lakes Subdivision, Section 2 (District 13)

REFERRED TO: Public Works Committee

Proposal No. 68, 2003

APPROVED BY MAYOR: 03/07/2003

JOURNAL PAGE: 87

ADOPTED 02/24/2003

16 SPONSORED BY: Councillor Knox

DIGEST: authorizes intersection controls for Gasoline Alley and Grande Avenue (District 17)

REFERRED TO: Public Works Committee

Proposal No. 69, 2003

APPROVED BY MAYOR: 03/07/2003

JOURNAL PAGE: 88

ADOPTED 02/24/2003

2003 General Ordinance Index

17 SPONSORED BY: Councillor Knox

DIGEST: authorizes parking restrictions on Regent Street near Lynhurst Drive (District 17)

REFERRED TO: Public Works Committee

Proposal No. 70, 2003

APPROVED BY MAYOR: 03/07/2003

JOURNAL PAGE: 88

ADOPTED 02/24/2003

18 SPONSORED BY: Councillors Black, Nytes

DIGEST: authorizes parking restrictions on Central Avenue near 32nd Street (Districts 6, 22)

REFERRED TO: Public Works Committee

Proposal No. 71, 2003

APPROVED BY MAYOR: 03/07/2003

JOURNAL PAGE: 89

ADOPTED 02/24/2003

19 SPONSORED BY: Councillor Nytes

DIGEST: authorizes special parking restrictions at various locations on Massachusetts Avenue (District 22)

REFERRED TO: Public Works Committee

Proposal No. 72, 2003

APPROVED BY MAYOR: 03/07/2003

JOURNAL PAGE: 89

ADOPTED 02/24/2003

20 SPONSORED BY: Councillor Nytes

DIGEST: authorizes the deletion of parking restrictions on various streets in the Lockerbie Neighborhood (District 22)

REFERRED TO: Public Works Committee

Proposal No. 73, 2003

APPROVED BY MAYOR: 03/07/2003

JOURNAL PAGE: 90

ADOPTED 02/24/2003

21 SPONSORED BY: Councillor Smith

DIGEST: authorizes a traffic signal at Arlington Avenue and Stop 11 Road (District 23)

REFERRED TO: Public Works Committee

Proposal No. 123, 2003

APPROVED BY MAYOR: 03/28/2003

JOURNAL PAGE: 118

ADOPTED 03/17/2003

22 SPONSORED BY: Councillor Smith

DIGEST: authorizes intersection controls at Fenton Avenue and Lida Lane (District 23)

REFERRED TO: Public Works Committee

Proposal No. 124, 2003

APPROVED BY MAYOR: 03/28/2003

JOURNAL PAGE: 118

ADOPTED 03/17/2003

23 SPONSORED BY: Councillor Soards

DIGEST: authorizes multi-way stops for various locations in the College Park Neighborhood (District 1)

REFERRED TO: Public Works Committee

Proposal No. 125, 2003

APPROVED BY MAYOR: 03/28/2003

JOURNAL PAGE: 118

ADOPTED 03/17/2003

24 SPONSORED BY: Councillor Cockrum

DIGEST: authorizes intersection controls for the Glenn Woods Subdivision, Sections 1, 2, 3, and 4 (District 19)

REFERRED TO: Public Works Committee

Proposal No. 126, 2003

APPROVED BY MAYOR: 03/28/2003

JOURNAL PAGE: 119

ADOPTED 03/17/2003

2003 General Ordinance Index

25 SPONSORED BY: Councillor Brents

DIGEST: authorizes a multi-way stop at 14th Street and Mount Street (District 16)

REFERRED TO: Public Works Committee

Proposal No. 127, 2003

APPROVED BY MAYOR: 03/28/2003

JOURNAL PAGE: 120

ADOPTED 03/17/2003

26 SPONSORED BY: Councillor Brents

DIGEST: authorizes intersection controls at Elm Street and Leonard Street (District 16)

REFERRED TO: Public Works Committee

Proposal No. 128, 2003

APPROVED BY MAYOR: 03/28/2003

JOURNAL PAGE: 120

ADOPTED 03/17/2003

27 SPONSORED BY: Councillor Talley

DIGEST: authorizes a multi-way stop at 44th Street and Campbell Avenue (District 14)

REFERRED TO: Public Works Committee

Proposal No. 129, 2003

APPROVED BY MAYOR: 03/28/2003

JOURNAL PAGE: 121

ADOPTED 03/17/2003

28 SPONSORED BY: Councillor Talley

DIGEST: authorizes a yield sign for Erickson Court at Conried Drive (District 14)

REFERRED TO: Public Works Committee

Proposal No. 130, 2003

APPROVED BY MAYOR: 03/28/2003

JOURNAL PAGE: 121

ADOPTED 03/17/2003

29 SPONSORED BY: Councillor Cockrum

DIGEST: authorizes parking restrictions on Morris Street near Bridgeport Road (District 19)

REFERRED TO: Public Works Committee

Proposal No. 131, 2003

APPROVED BY MAYOR: 03/28/2003

JOURNAL PAGE: 122

ADOPTED 03/17/2003

30 SPONSORED BY: Councillor Borst

DIGEST: authorizes parking restrictions on White River Parkway W. Drive between Raymond Street and Drover Street (District 25)

REFERRED TO: Public Works Committee

Proposal No. 132, 2003

APPROVED BY MAYOR: 03/28/2003

JOURNAL PAGE: 122

ADOPTED 03/17/2003

31 SPONSORED BY: Councillors Nytes, Gray

DIGEST: authorizes special parking privileges for the Indianapolis Fire Department on New Jersey Street between Massachusetts Avenue and North Street (Districts 22, 9)

REFERRED TO: Public Works Committee

Proposal No. 133, 2003

APPROVED BY MAYOR: 03/28/2003

JOURNAL PAGE: 122

ADOPTED 03/17/2003

32 SPONSORED BY: Councillors Langsford, Soards, Talley, Tilford, Bainbridge, Frick, Nytes

DIGEST: amends the Code to make up any pay difference for Guard and Reserve City and County employees who are called up for active military duty

REFERRED TO: Administration and Finance Committee

Proposal No. 91, 2003

APPROVED BY MAYOR: 04/25/2003

JOURNAL PAGE: 161

ADOPTED 04/14/2003

2003 General Ordinance Index

33 SPONSORED BY: Councillor McWhirter

DIGEST: amends Sec. 131-242 of the Revised Code to increase the fee collected by the County Auditor to \$5.00 for each endorsement on a document conveying an interest in real property

REFERRED TO: Administration and Finance Committee

Proposal No. 141, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 162

ADOPTED 04/14/2003

34 SPONSORED BY: Councillor Dowden

DIGEST: creates a drug testing laboratory fund to support the operation of the Marion County Superior Court drug testing laboratory

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 150, 2003

APPROVED BY MAYOR: 04/25/2003

JOURNAL PAGE: 163

ADOPTED 04/14/2003

35 SPONSORED BY: Councillors Bainbridge, Moriarty Adams

DIGEST: authorizes persons other than city employees to enforce ordinances regarding environmental public nuisances

REFERRED TO: Public Works Committee

Proposal No. 183, 2003

APPROVED BY MAYOR: 04/25/2003

JOURNAL PAGE: 169

ADOPTED 04/14/2003

36 SPONSORED BY: Councillors Borst, Sanders

DIGEST: concerns the resale of admission tickets of any National Collegiate Athletic Association Division 1 Final Four Basketball Championships

REFERRED TO: Rules and Public Policy Committee

Proposal No. 2, 2003

APPROVED BY MAYOR: 05/09/2003

JOURNAL PAGE: 215

ADOPTED 04/28/2003

37 SPONSORED BY: Councillor Coonrod

DIGEST: authorizes multi-way stops at 36th Place and Ireland Drive and at 36th Street and Wittfield Street (District 5)

REFERRED TO: Public Works Committee

Proposal No. 198, 2003

APPROVED BY MAYOR: 05/09/2003

JOURNAL PAGE: 218

ADOPTED 04/28/2003

38 SPONSORED BY: Councillor Coughenour

DIGEST: authorizes intersection controls for the White Oak Woods Subdivision, Sections 1 and 2 (District 24)

REFERRED TO: Public Works Committee

Proposal No. 199, 2003

APPROVED BY MAYOR: 05/09/2003

JOURNAL PAGE: 219

ADOPTED 04/28/2003

39 SPONSORED BY: Councillor Nytes

DIGEST: authorizes a multi-way stop at 32nd Street and Winthrop Avenue (District 22)

REFERRED TO: Public Works Committee

Proposal No. 200, 2003

APPROVED BY MAYOR: 05/09/2003

JOURNAL PAGE: 219

ADOPTED 04/28/2003

40 SPONSORED BY: Councillor Langsford

DIGEST: authorizes multi-way stops at St. Clair Street and Layman Avenue and at St. Clair Street and Lesley Avenue (District 13)

REFERRED TO: Public Works Committee

Proposal No. 201, 2003

APPROVED BY MAYOR: 05/09/2003

JOURNAL PAGE: 220

ADOPTED 04/28/2003

2003 General Ordinance Index

41 SPONSORED BY: Councillors Borst, Short

DIGEST: authorizes parking restrictions on Shelby Street near Naomi Street (Districts 21, 25)

REFERRED TO: Public Works Committee

Proposal No. 202, 2003

APPROVED BY MAYOR: 05/09/2003

JOURNAL PAGE: 221

ADOPTED 04/28/2003

42 SPONSORED BY: Councillor Knox

DIGEST: authorizes parking restrictions on Farnsworth Street between Holt Road and Tibbs Avenue (District 17)

REFERRED TO: Public Works Committee

Proposal No. 203, 2003

APPROVED BY MAYOR: 05/09/2003

JOURNAL PAGE: 221

ADOPTED 04/28/2003

43 SPONSORED BY: Councillor Knox

DIGEST: authorizes parking restrictions on Michigan Street between Alton Avenue and Tibbs Avenue (District 17)

REFERRED TO: Public Works Committee

Proposal No. 204, 2003

APPROVED BY MAYOR: 05/09/2003

JOURNAL PAGE: 221

ADOPTED 04/28/2003

44 SPONSORED BY: Councillors Langsford, Horseman

DIGEST: establishes a moratorium on the erection of outdoor advertising signs

REFERRED TO: Metropolitan Development Committee

Proposal No. 187, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 246

ADOPTED 05/12/2003

45 SPONSORED BY: Councillor McWhirter

DIGEST: creates the Capital Lease Fund as a nonreverting fund

REFERRED TO: Administration and Finance Committee

Proposal No. 271, 2003

APPROVED BY MAYOR: 07/03/2003

JOURNAL PAGE: 304

ADOPTED 06/23/2003

46 SPONSORED BY: Councillors Borst, Dowden, Boyd, Soards, Moriarty Adams, Frick

DIGEST: establishes a Marion County Criminal Justice Planning Council

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 272, 2003

APPROVED BY MAYOR: 07/03/2003

JOURNAL PAGE: 313

ADOPTED 06/23/2003

47 SPONSORED BY: Councillor Cockrum

DIGEST: amends the Code regarding the IMAGIS special projects fund

REFERRED TO: Administration and Finance Committee

Proposal No. 284, 2003

APPROVED BY MAYOR: 07/03/2003

JOURNAL PAGE: 319

ADOPTED 06/23/2003

48 SPONSORED BY: Councillor Moriarty Adams

DIGEST: authorizes a multi-way stop at 13th Street and Hawthorne Lane (District 15)

REFERRED TO: Public Works Committee

Proposal No. 306, 2003

APPROVED BY MAYOR: 07/03/2003

JOURNAL PAGE: 325

ADOPTED 06/23/2003

2003 General Ordinance Index

49 SPONSORED BY: Councillor Schneider

DIGEST: authorizes multi-way stops at Cranbrook Drive and Briarwood Drive, and at Cranbrook Drive and Dover Drive (District 3)

REFERRED TO: Public Works Committee

Proposal No. 307, 2003

APPROVED BY MAYOR: 07/03/2003

JOURNAL PAGE: 325

ADOPTED 06/23/2003

50 SPONSORED BY: Councillor Borst

DIGEST: amends Sec. 151-25 of the Revised Code concerning the standing committees

REFERRED TO: Committee of the Whole

Proposal No. 378, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 337

ADOPTED 06/30/2003

51 SPONSORED BY: Councillor McWhirter

DIGEST: authorizes a multi-way stop at Furman Avenue and Lockerbie Drive (District 18)

REFERRED TO: Public Works Committee

Proposal No. 338, 2003

APPROVED BY MAYOR: 08/01/2003

JOURNAL PAGE: 372

ADOPTED 07/21/2003

52 SPONSORED BY: Councillor Short

DIGEST: authorizes a multi-way stop at Orange Street and Spruce Street (District 21)

REFERRED TO: Public Works Committee

Proposal No. 340, 2003

APPROVED BY MAYOR: 08/01/2003

JOURNAL PAGE: 373

ADOPTED 07/21/2003

53 SPONSORED BY: Councillor Short

DIGEST: authorizes a multi-way stop at Minnesota Street and Orleans Street (District 21)

REFERRED TO: Public Works Committee

Proposal No. 341, 2003

APPROVED BY MAYOR: 08/01/2003

JOURNAL PAGE: 373

ADOPTED 07/21/2003

54 SPONSORED BY: Councillor Dowden

DIGEST: authorizes a multi-way stop at Pinecreek Drive and Ridgecreek Drive (District 4)

REFERRED TO: Public Works Committee

Proposal No. 342, 2003

APPROVED BY MAYOR: 08/01/2003

JOURNAL PAGE: 374

ADOPTED 07/21/2003

55 SPONSORED BY: Councillor Cockrum

DIGEST: authorizes an increase in the speed limit from 35 mph to 40 mph for Decatur Boulevard from Ameriplex Parkway to Kollman Road (District 19)

REFERRED TO: Public Works Committee

Proposal No. 343, 2003

APPROVED BY MAYOR: 08/01/2003

JOURNAL PAGE: 374

ADOPTED 07/21/2003

56 SPONSORED BY: Councillor Nytes

DIGEST: authorizes a one-way restriction on 10th Street from Delaware Street to Alabama Street (District 22)

REFERRED TO: Public Works Committee

Proposal No. 344, 2003

APPROVED BY MAYOR: 08/01/2003

JOURNAL PAGE: 375

ADOPTED 07/21/2003

2003 General Ordinance Index

57 SPONSORED BY: Councillor Brents

DIGEST: authorizes parking restrictions on Lexington Avenue from Virginia Avenue to Park Avenue (District 16)

REFERRED TO: Public Works Committee

Proposal No. 345, 2003

APPROVED BY MAYOR: 08/01/2003

JOURNAL PAGE: 375

ADOPTED 07/21/2003

58 SPONSORED BY: Councillors Brents, Nytes

DIGEST: authorizes parking restrictions on Muskingum Street from Walnut Street to 10th Street (Districts 16, 22)

REFERRED TO: Public Works Committee

Proposal No. 346, 2003

APPROVED BY MAYOR: 08/01/2003

JOURNAL PAGE: 376

ADOPTED 07/21/2003

59 SPONSORED BY: Councillors Boyd, Talley

DIGEST: authorizes parking restrictions on Manor Court from 36th Street to the Dead End (Districts 11, 14)

REFERRED TO: Public Works Committee

Proposal No. 347, 2003

APPROVED BY MAYOR: 08/01/2003

JOURNAL PAGE: 376

ADOPTED 07/21/2003

60 SPONSORED BY: Councillor Black

DIGEST: authorizes special parking restrictions on College Avenue near 42nd Street (District 6)

REFERRED TO: Public Works Committee

Proposal No. 348, 2003

APPROVED BY MAYOR: 08/01/2003

JOURNAL PAGE: 376

ADOPTED 07/21/2003

61 SPONSORED BY: Councillor McWhirter

DIGEST: authorizes a multi-way stop at 13th Street and Glen Arm Road (District 18)

REFERRED TO: Public Works Committee

Proposal No. 339, 2003

APPROVED BY MAYOR: 08/01/2003

JOURNAL PAGE: 372

ADOPTED 07/21/2003

62 SPONSORED BY: Councillor Dowden

DIGEST: clarifies the application and procedures under which the city and county indemnify and defend officers, employees, and agents

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 386, 2003

APPROVED BY MAYOR: 08/15/2003

JOURNAL PAGE: 400

ADOPTED 08/04/2003

63 SPONSORED BY: Councillors Sanders, Langsford, McWhirter

DIGEST: amends the Revised Code regarding licenses to operate public vehicles for hire and the eligibility requirements pertaining to drunk driving

REFERRED TO: Administration and Finance Committee

Proposal No. 403, 2003

APPROVED BY MAYOR: 08/15/2003

JOURNAL PAGE: 402

ADOPTED 08/04/2003

64 SPONSORED BY: Councillor Brents

DIGEST: authorizes a traffic signal at 360 W. 11th Street (District 16)

REFERRED TO: Public Works Committee

Proposal No. 392, 2003

APPROVED BY MAYOR: 08/15/2003

JOURNAL PAGE: 404

ADOPTED 08/04/2003

2003 General Ordinance Index

65 SPONSORED BY: Councillor Brents

DIGEST: authorizes a multi-way stop at Blake Street and University Boulevard (District 16)

REFERRED TO: Public Works Committee

Proposal No. 393, 2003

APPROVED BY MAYOR: 08/15/2003

JOURNAL PAGE: 405

ADOPTED 08/04/2003

66 SPONSORED BY: Councillor Brents

DIGEST: authorizes a multi-way stop at 25th Street and Franklin Place (District 16)

REFERRED TO: Public Works Committee

Proposal No. 394, 2003

APPROVED BY MAYOR: 08/15/2003

JOURNAL PAGE: 405

ADOPTED 08/04/2003

67 SPONSORED BY: Councillor Borst

DIGEST: authorizes a multi-way stop at Burn Court and Fabyan Road (District 25)

REFERRED TO: Public Works Committee

Proposal No. 395, 2003

APPROVED BY MAYOR: 08/15/2003

JOURNAL PAGE: 406

ADOPTED 08/04/2003

68 SPONSORED BY: Councillor Langsford

DIGEST: authorizes a multi-way stop at Mitthoefer Road and Rawles Avenue (District 13)

REFERRED TO: Public Works Committee

Proposal No. 396, 2003

APPROVED BY MAYOR: 08/15/2003

JOURNAL PAGE: 406

ADOPTED 08/04/2003

69 SPONSORED BY: Councillor Langsford

DIGEST: authorizes a multi-way stop at Gibson Avenue and Ivanhoe Street (District 13)

REFERRED TO: Public Works Committee

Proposal No. 397, 2003

APPROVED BY MAYOR: 08/15/2003

JOURNAL PAGE: 407

ADOPTED 08/04/2003

70 SPONSORED BY: Councillor Knox

DIGEST: authorizes a multi-way stop at Henry Street and Woodrow Avenue (District 17)

REFERRED TO: Public Works Committee

Proposal No. 398, 2003

APPROVED BY MAYOR: 08/15/2003

JOURNAL PAGE: 407

ADOPTED 08/04/2003

71 SPONSORED BY: Councillor Knox

DIGEST: authorizes a weight limit restriction on Farnsworth Street from Holt Road to Maywood Road (Tibbs Avenue) (District 17)

REFERRED TO: Public Works Committee

Proposal No. 399, 2003

APPROVED BY MAYOR: 08/15/2003

JOURNAL PAGE: 408

ADOPTED 08/04/2003

72 SPONSORED BY: Councillor Knox

DIGEST: authorizes parking restrictions on White River Parkway West Drive between Washington Street and Michigan Street (District 17)

REFERRED TO: Public Works Committee

Proposal No. 400, 2003

APPROVED BY MAYOR: 08/15/2003

JOURNAL PAGE: 408

ADOPTED 08/04/2003

2003 General Ordinance Index

73 SPONSORED BY: Councillor Nytes

DIGEST: authorizes parking restrictions on Strum Avenue near State Avenue (District 22)

REFERRED TO: Public Works Committee

Proposal No. 401, 2003

APPROVED BY MAYOR: 08/15/2003

JOURNAL PAGE: 409

ADOPTED 08/04/2003

74 SPONSORED BY: Councillor Tilford

DIGEST: authorizes a multi-way stop at 33rd Street and Ashland Avenue (District 12)

REFERRED TO: Public Works Committee

Proposal No. 432, 2003

APPROVED BY MAYOR: 09/05/2003

JOURNAL PAGE: 441

ADOPTED 08/25/2003

75 SPONSORED BY: Councillor Nytes

DIGEST: authorizes the deletion of parking restrictions on Park Avenue between 21st Street and Sutherland Avenue (District 22)

REFERRED TO: Public Works Committee

Proposal No. 433, 2003

APPROVED BY MAYOR: 09/05/2003

JOURNAL PAGE: 442

ADOPTED 08/25/2003

76 SPONSORED BY: Councillor Nytes

DIGEST: authorizes parking restrictions on Alabama Street near 10th Street (District 22)

REFERRED TO: Public Works Committee

Proposal No. 434, 2003

APPROVED BY MAYOR: 09/05/2003

JOURNAL PAGE: 442

ADOPTED 08/25/2003

77 SPONSORED BY: Councillor Cockrum

DIGEST: authorizes parking restrictions on Mann Road between I-465 and Gambel Road (District 19)

REFERRED TO: Public Works Committee

Proposal No. 435, 2003

APPROVED BY MAYOR: 09/05/2003

JOURNAL PAGE: 443

ADOPTED 08/25/2003

78 SPONSORED BY: Councillor Smith

DIGEST: authorizes parking restrictions on Meadow Drive between Horner Drive and Southeastern Avenue (District 23)

REFERRED TO: Public Works Committee

Proposal No. 436, 2003

APPROVED BY MAYOR: 09/05/2003

JOURNAL PAGE: 443

ADOPTED 08/25/2003

79 SPONSORED BY: Councillor Black

DIGEST: authorizes parking restrictions on 46th Street between College Avenue and Carvel Avenue (District 6)

REFERRED TO: Public Works Committee

Proposal No. 437, 2003

APPROVED BY MAYOR: 09/05/2003

JOURNAL PAGE: 443

ADOPTED 08/25/2003

80 SPONSORED BY: Councillor Borst

DIGEST: authorizes parking restrictions on Wisconsin Street near Meridian Street (District 25)

REFERRED TO: Public Works Committee

Proposal No. 438, 2003

APPROVED BY MAYOR: 09/05/2003

JOURNAL PAGE: 444

ADOPTED 08/25/2003

2003 General Ordinance Index

81 SPONSORED BY: Councillors Dowden, Douglas, Moriarty Adams, Talley		
DIGEST: increases annual leave for firefighters, and allows firefighters to opt out of sick leave provisions of Section 252-303(b) and into the sick leave provisions of Section 252-303(a)		
REFERRED TO: Public Safety and Criminal Justice Committee		Proposal No. 486, 2003
APPROVED BY MAYOR: 09/28/2003	JOURNAL PAGE: 652	ADOPTED 09/16/2003
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82 SPONSORED BY: Councillor Massie		
DIGEST: authorizes a multi-way stop at Bartlett Avenue and Pacific Street (District 20)		
REFERRED TO: Public Works Committee		Proposal No. 488, 2003
APPROVED BY MAYOR: 09/28/2003	JOURNAL PAGE: 657	ADOPTED 09/16/2003
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83 SPONSORED BY: Councillor Langsford		
DIGEST: authorizes a stop sign at Greenfield Avenue and Shimer Avenue (District 13)		
REFERRED TO: Public Works Committee		Proposal No. 490, 2003
APPROVED BY MAYOR: 09/28/2003	JOURNAL PAGE: 657	ADOPTED 09/16/2003
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84 SPONSORED BY: Councillor Gray		
DIGEST: authorizes a change in intersection controls at 33rd Street and Kenwood Avenue (District 9)		
REFERRED TO: Public Works Committee		Proposal No. 491, 2003
APPROVED BY MAYOR: 09/28/2003	JOURNAL PAGE: 658	ADOPTED 09/16/2003
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85 SPONSORED BY: Councillors Smith, Coughenour		
DIGEST: authorizes a "no left turn" restriction on Emerson Avenue at Southport Terrace (Districts 23, 24)		
REFERRED TO: Public Works Committee		Proposal No. 492, 2003
APPROVED BY MAYOR: 09/28/2003	JOURNAL PAGE: 658	ADOPTED 09/16/2003
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86 SPONSORED BY: Councillors Massie, Soards, Schneider		
DIGEST: amends the Revised Code concerning rate signs required at commercial parking facilities		
REFERRED TO: Administration and Finance Committee		Proposal No. 402, 2003
APPROVED BY MAYOR: 10/21/2003	JOURNAL PAGE: 688	ADOPTED 10/06/2003
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87 SPONSORED BY: Councillors McWhirter, Boyd, Moriarty Adams, Talley, Smith		
DIGEST: clarifies the provisions that govern the licensure of adult entertainment businesses, and makes certain definitions consistent with those in the city's zoning ordinances		
REFERRED TO: Public Safety and Criminal Justice Committee		Proposal No. 484, 2003
APPROVED BY MAYOR: 10/14/2003	JOURNAL PAGE: 691	ADOPTED 10/06/2003
<hr/>		
88 SPONSORED BY: Councillors Dowden, Douglas, Moriarty Adams, Talley		
DIGEST: provides 40 hours of paid leave for public safety officers who sustain an on-duty injury that causes him or her to be absent from work for more than 40 consecutive hours		
REFERRED TO: Public Safety and Criminal Justice Committee		Proposal No. 485, 2003
APPROVED BY MAYOR: 11/06/2003	JOURNAL PAGE: 743	ADOPTED 10/27/2003
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2003 General Ordinance Index

89 SPONSORED BY: Councillor McWhirter

DIGEST: authorizes the auditor to collect an endorsement fee of \$5 for each legal description of each parcel contained in a deed

REFERRED TO: Administration and Finance Committee

Proposal No. 511, 2003

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 746

ADOPTED 10/27/2003

90 SPONSORED BY: Councillors Langsford, Horseman

DIGEST: amends the definitions of "adult cabaret" and "adult motel" in the commercial zoning districts ordinances to make the definitions consistent with those in the city's adult entertainment businesses ordinances (03-AO-02) (Certified September 5, 2003)

REFERRED TO: Metropolitan Development Committee

Proposal No. 515, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 748

ADOPTED 10/27/2003

91 SPONSORED BY: Councillors Langsford, Horseman

DIGEST: clarifies the roles of the Department of Public Works, the Board of Public Works, the Department of Metropolitan Development, and the Metropolitan Development Commission in the administration of the Wellfield Protection Zoning Ordinance (03-AO-03) (Certified September 16, 2003)

REFERRED TO: Metropolitan Development Committee

Proposal No. 572, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 764

ADOPTED 10/27/2003

92 SPONSORED BY: Councillor Nytes

DIGEST: authorizes a multi-way stop at Allegheny Street and Cleveland Street (District 22)

REFERRED TO: Public Works Committee

Proposal No. 534, 2003

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 776

ADOPTED 10/27/2003

93 SPONSORED BY: Councillor Borst

DIGEST: authorizes a change in intersection controls at East Street and Narcissus Drive (District 25)

REFERRED TO: Public Works Committee

Proposal No. 535, 2003

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 776

ADOPTED 10/27/2003

94 SPONSORED BY: Councillor Knox

DIGEST: authorizes a change in intersection controls at Ohio Street and Reisner Street (District 17)

REFERRED TO: Public Works Committee

Proposal No. 536, 2003

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 777

ADOPTED 10/27/2003

95 SPONSORED BY: Councillors Soards, Gray

DIGEST: authorizes intersection control changes and parking control changes in the Three Fountains West, Colonial Square, and Mayfield Green Apartment complexes (Districts 1, 9)

REFERRED TO: Public Works Committee

Proposal No. 537, 2003

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 777

ADOPTED 10/27/2003

96 SPONSORED BY: Councillor Bainbridge

DIGEST: authorizes parking restrictions on Norfolk Street from Patricia Street to the dead end (District 8)

REFERRED TO: Public Works Committee

Proposal No. 538, 2003

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 778

ADOPTED 10/27/2003

2003 General Ordinance Index

97 SPONSORED BY: Councillor Coonrod

DIGEST: authorizes a traffic signal at 3308 North Mitthoefer Road (District 5)

REFERRED TO: Public Works Committee

Proposal No. 575, 2003

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 778

ADOPTED 10/27/2003

98 SPONSORED BY: Councillor Langsford

DIGEST: authorizes a traffic signal at I-74 and Southeastern Avenue (District 13)

REFERRED TO: Public Works Committee

Proposal No. 576, 2003

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 779

ADOPTED 10/27/2003

99 SPONSORED BY: Councillor Cockrum

DIGEST: authorizes a multi-way stop at Chelsea Road and Worth Avenue (District 19)

REFERRED TO: Public Works Committee

Proposal No. 577, 2003

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 779

ADOPTED 10/27/2003

100 SPONSORED BY: Councillor Brents

DIGEST: authorizes a multi-way stop at 9th Street and Centennial Street (District 16)

REFERRED TO: Public Works Committee

Proposal No. 578, 2003

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 780

ADOPTED 10/27/2003

101 SPONSORED BY: Councillor Moriarty Adams

DIGEST: authorizes a change in the intersection controls at 20th Street and Linwood Avenue (District 15)

REFERRED TO: Public Works Committee

Proposal No. 579, 2003

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 780

ADOPTED 10/27/2003

102 SPONSORED BY: Councillor Moriarty Adams

DIGEST: authorizes a multi-way stop at Bradley Avenue and Walnut Street (District 15)

REFERRED TO: Public Works Committee

Proposal No. 580, 2003

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 781

ADOPTED 10/27/2003

103 SPONSORED BY: Councillor Moriarty Adams

DIGEST: authorizes a multi-way stop at 20th Street and Hawthorne Lane (District 15)

REFERRED TO: Public Works Committee

Proposal No. 581, 2003

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 781

ADOPTED 10/27/2003

104 SPONSORED BY: Councillor Knox

DIGEST: authorizes a multi-way stop at Berwick Avenue and Gimber Street (District 17)

REFERRED TO: Public Works Committee

Proposal No. 582, 2003

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 782

ADOPTED 10/27/2003

105 SPONSORED BY: Councillor Knox

DIGEST: authorizes a change in intersection controls for Pershing Avenue and Ray Street (District 17)

REFERRED TO: Public Works Committee

Proposal No. 583, 2003

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 782

ADOPTED 10/27/2003

2003 General Ordinance Index

106 SPONSORED BY: Councillors Knox, Borst

DIGEST: authorizes multi-way stops at Kappes Street and Lambert Street, and at Lambert Street and Reisner Street (Districts 17, 25)

REFERRED TO: Public Works Committee

Proposal No. 584, 2003

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 783

ADOPTED 10/27/2003

107 SPONSORED BY: Councillor Bainbridge

DIGEST: authorizes a multi-way stop at Breton Street and Falcon Drive (District 8)

REFERRED TO: Public Works Committee

Proposal No. 585, 2003

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 783

ADOPTED 10/27/2003

108 SPONSORED BY: Councillor Bainbridge

DIGEST: authorizes a change in intersection controls for Beauport Road and Fredonia Road (District 8)

REFERRED TO: Public Works Committee

Proposal No. 586, 2003

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 784

ADOPTED 10/27/2003

109 SPONSORED BY: Councillor Brents

DIGEST: authorizes shuttle stops for the Indy Go Blue Line Circulator (District 16)

REFERRED TO: Public Works Committee

Proposal No. 587, 2003

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 784

ADOPTED 10/27/2003

110 SPONSORED BY: Councillors McWhirter, Moriarty Adams, Talley, Tilford, Sanders

DIGEST: continues the early retirement program for city employees who are in positions covered by the master agreement between the City and AFSCME

REFERRED TO: Administration and Finance Committee

Proposal No. 608, 2003

APPROVED BY MAYOR: 11/26/2003

JOURNAL PAGE: 819

ADOPTED 11/17/2003

111 SPONSORED BY: Councillors Langsford, Horseman

DIGEST: pertains to off-premises outdoor advertising signs within Marion County (03-AO-04) (Certified October 20, 2003)

REFERRED TO: Metropolitan Development Committee

Proposal No. 620, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 821

ADOPTED 11/17/2003

112 SPONSORED BY: Councillor Brents

DIGEST: authorizes a change in parking restrictions for Meridian Street between South Street and Jackson Place

REFERRED TO: Public Works Committee

Proposal No. 707, 2003

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 857

ADOPTED 12/08/2003

113 SPONSORED BY: Councillors McWhirter, Talley, Langsford

DIGEST: authorizes the County to pay the employee's contribution to the pension plan for merit officers of the Marion County Sheriff's Department during the period of military leave

REFERRED TO: Administration and Finance Committee

Proposal No. 664, 2003

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 877

ADOPTED 12/08/2003

2003 General Ordinance Index

114 SPONSORED BY: Councillor Dowden

DIGEST: transfers the powers and duties of the Enhanced Access Board to the Information Technology Board and abolishes the Enhanced Access Board

REFERRED TO: Administration and Finance Committee

Proposal No. 662, 2003

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 881

ADOPTED 12/08/2003

115 SPONSORED BY: Councillor Coonrod

DIGEST: authorizes intersection controls for Lawrence Lake Subdivision, Sections 1 and 2 (District 5)

REFERRED TO: Public Works Committee

Proposal No. 635, 2003

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 889

ADOPTED 12/08/2003

116 SPONSORED BY: Councillor Coonrod

DIGEST: authorizes a multi-way stop at Tidewater Court and Tidewater Drive (District 5)

REFERRED TO: Public Works Committee

Proposal No. 636, 2003

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 889

ADOPTED 12/08/2003

117 SPONSORED BY: Councillors Coonrod, Talley

DIGEST: authorizes a multi-way stop at Aristocrat Lane and Pepperidge Drive (Districts 5, 14)

REFERRED TO: Public Works Committee

Proposal No. 637, 2003

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 890

ADOPTED 12/08/2003

118 SPONSORED BY: Councillor Frick

DIGEST: authorizes a multi-way stop at 66th Street and Cornell Avenue (District 2)

REFERRED TO: Public Works Committee

Proposal No. 638, 2003

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 890

ADOPTED 12/08/2003

119 SPONSORED BY: Councillor McWhirter

DIGEST: authorizes a multi-way stop at Country Club Boulevard and Kayla Drive (District 18)

REFERRED TO: Public Works Committee

Proposal No. 639, 2003

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 891

ADOPTED 12/08/2003

120 SPONSORED BY: Councillor Smith

DIGEST: authorizes parking restrictions on Bazil Avenue from McGaughey Road to Dead End (District 23)

REFERRED TO: Public Works Committee

Proposal No. 640, 2003

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 891

ADOPTED 12/08/2003

121 SPONSORED BY: Councillor Knox

DIGEST: authorizes intersection controls for Hancock Street and Ida Street (District 17)

REFERRED TO: Public Works Committee

Proposal No. 678, 2003

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 892

ADOPTED 12/08/2003

2003 General Ordinance Index

122 SPONSORED BY: Councillor Langsford

DIGEST: authorizes a multi-way stop at the intersection of Forsythia Drive and Orchid Lane (District 13)

REFERRED TO: Public Works Committee

Proposal No. 679, 2003

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 892

ADOPTED 12/08/2003

123 SPONSORED BY: Councillors Brents, Nytes

DIGEST: authorizes a change in parking restrictions on Ft. Wayne Avenue between New Jersey Street and 10th Street (Districts 16, 22)

REFERRED TO: Public Works Committee

Proposal No. 680, 2003

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 893

ADOPTED 12/08/2003

124 SPONSORED BY: Councillor Brents

DIGEST: authorizes a change in parking restrictions on Maryland Street between Missouri Street and Illinois Street (District 16)

REFERRED TO: Public Works Committee

Proposal No. 681, 2003

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 893

ADOPTED 12/08/2003

125 SPONSORED BY: Councillor Brents

DIGEST: authorizes parking restrictions on Illinois Street between Merrill Street and South Street (District 16)

REFERRED TO: Public Works Committee

Proposal No. 682, 2003

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 894

ADOPTED 12/08/2003

126 SPONSORED BY: Councillor Brents

DIGEST: authorizes parking restrictions on Illinois Street between Washington Street and Ohio Street (District 16)

REFERRED TO: Public Works Committee

Proposal No. 683, 2003

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 895

ADOPTED 12/08/2003

127 SPONSORED BY: Councillor Douglas

DIGEST: authorizes parking restrictions on Dequincy Street between 23rd Street and Dead End north of 23rd Street (District 10)

REFERRED TO: Public Works Committee

Proposal No. 684, 2003

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 895

ADOPTED 12/08/2003

128 SPONSORED BY: Councillor Nytes

DIGEST: authorizes parking restrictions on Delaware Street from Fall Creek Parkway S. Drive to Fall Creek Parkway N. Drive (District 22)

REFERRED TO: Public Works Committee

Proposal No. 685, 2003

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 895

ADOPTED 12/08/2003

129 SPONSORED BY: Councillor Nytes

DIGEST: authorizes parking restrictions on 14th Street between College Avenue and Dead End east of College Avenue (District 22)

REFERRED TO: Public Works Committee

Proposal No. 686, 2003

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 896

ADOPTED 12/08/2003

2003 General Ordinance Index

130 SPONSORED BY: Councillor Brents

DIGEST: authorizes a change in one-way traffic and two-way traffic on Limestone Street between New York Street and Michigan Street (District 16)

REFERRED TO: Public Works Committee

Proposal No. 690, 2003

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 896

ADOPTED 12/08/2003

2003 Fiscal Ordinance Index

1 SPONSORED BY: Councillors Cockrum, Douglas

DIGEST: approves an appropriation of \$50,000 in the 2003 Budget of the Department of Parks and Recreation (Park General Fund) to design and construct the Indianapolis First Tee Junior Golf Facility at 1100 East 25th Street, financed by a grant from the United States Golf Association

REFERRED TO: Parks and Recreation Committee

Proposal No. 4, 2003

APPROVED BY MAYOR: 02/14/2003

JOURNAL PAGE: 36

ADOPTED 02/03/2003

2 SPONSORED BY: Councillors Cockrum, Douglas, Langsford

DIGEST: approves an appropriation of \$13,000 in the 2003 Budget of the Department of Parks and Recreation (Park General Fund) to restore the natural habitat and environment at Ellenberger Park, and to remove invasive plant species at Holliday Park, financed by "Golden Eagle" grants from Indianapolis Power and Light

REFERRED TO: Parks and Recreation Committee

Proposal No. 5, 2003

APPROVED BY MAYOR: 02/14/2003

JOURNAL PAGE: 37

ADOPTED 02/03/2003

3 SPONSORED BY: Councillors Cockrum, Douglas

DIGEST: approves an appropriation of \$187,095 in the 2003 Budget of the Department of Parks and Recreation (Non-Lapsing Federal Grants Fund) to restore and maintain vegetation and the natural habitat of 49 acres of Town Run South Trail Park, financed by federal funds

REFERRED TO: Parks and Recreation Committee

Proposal No. 6, 2003

APPROVED BY MAYOR: 02/14/2003

JOURNAL PAGE: 38

ADOPTED 02/03/2003

4 SPONSORED BY: Councillors Cockrum, Douglas

DIGEST: approves an appropriation of \$507,500 in the 2003 Budget of the Department of Parks and Recreation (Non-Lapsing Federal Grants Fund) to fund a restoration project at Reverend Martin Luther King Jr. Park, which will repair the swimming pool walls and repair and enhance the interactive water playground, financed by federal grants (Local match of \$217,500 is funded by existing appropriation in the Department of Parks and Recreation budget.)

REFERRED TO: Parks and Recreation Committee

Proposal No. 7, 2003

APPROVED BY MAYOR: 02/14/2003

JOURNAL PAGE: 39

ADOPTED 02/03/2003

5 SPONSORED BY: Councillors Cockrum, Douglas

DIGEST: approves an appropriation of \$200,000 in the 2003 Budget of the Department of Parks and Recreation (Non-Lapsing Federal Grants Fund) to acquire 50 acres of land adjacent to Mann Road in Decatur Township, including 8.6 acres of forest land, as an addition to Southwestway Park, financed by a federal grant

REFERRED TO: Parks and Recreation Committee

Proposal No. 8, 2003

APPROVED BY MAYOR: 02/14/2003

JOURNAL PAGE: 40

ADOPTED 02/03/2003

6 SPONSORED BY: Councillor Moriarty Adams

DIGEST: approves an increase of \$82,433 in the 2003 Budget of the County Sheriff (State and Federal Grants Fund) to reimburse overtime spent for eight officers assigned to investigate incidents of violent crimes, funded by a grant through Federal Bureau of Investigations

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 9, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 42

ADOPTED 02/03/2003

2003 Fiscal Ordinance Index

7 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$620,000 in the 2003 Budget of the Metropolitan Emergency Communications Agency (MECA/County Emergency Telephone System Fund) to fund the purchase of new radios, financed by fund balances

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 10, 2003

APPROVED BY MAYOR: 02/14/2003

JOURNAL PAGE: 42

ADOPTED 02/03/2003

8 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$332,000 in the 2003 Budget of Marion County Justice Agency (Law Enforcement Equitable Share) to appropriate funds for the 2003 Budget

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 11, 2003

APPROVED BY MAYOR: 02/14/2003

JOURNAL PAGE: 43

ADOPTED 02/03/2003

9 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$62,000 in the 2003 Budget of Marion County Justice Agency (Conditional Release Fund) to fund the Conditional Release Redesign Project, financed by fund balances

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 12, 2003

APPROVED BY MAYOR: 02/14/2003

JOURNAL PAGE: 44

ADOPTED 02/03/2003

10 SPONSORED BY: Councillors Dowden, Moriarty Adams, Talley

DIGEST: approves an increase of \$33,663 in the 2003 Budget of Community Corrections (Home Detention User Fee Fund) to fund an evaluation of the Marion County Community Correction Mental Health Component, financed by fund balances

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 13, 2003

APPROVED BY MAYOR: 02/14/2003

JOURNAL PAGE: 45

ADOPTED 02/03/2003

11 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$10,400 in the 2003 Budget of the Prosecuting Attorney (State and Federal Grants Fund) to provide partial funding for a contractual Protective Order Clerk, funded by a state grant

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 55, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 78

ADOPTED 02/24/2003

12 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$15,000 in the 2003 Budget of the Prosecuting Attorney (State and Federal Grants Fund) to support a volunteer coordinator for the Family Advocacy Center's Volunteer Advocate Project, funded by a state grant

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 56, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 78

ADOPTED 02/24/2003

13 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$63,000 in the 2003 Budget of the Clerk of the Circuit Court (Clerk's Perpetuation Fund) to fund off-site storage of records and replacement of office computers, financed by fund balances

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 57, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 79

ADOPTED 02/24/2003

2003 Fiscal Ordinance Index

14 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$1,600 in the 2003 Budget of the Clerk of the Circuit Court (Enhanced Access Fund) to fund the data entries of divorce index books into a electronic database, financed by fund balances

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 58, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 80

ADOPTED 02/24/2003

15 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$50,000 in the 2003 Budget of the Marion County Superior Court (State and Federal Grants Fund) to fund the utilities of the Community Court Treatment Readiness Program, funded by a grant from the Indiana Criminal Justice Institute (The local match of \$16,667 is funded by existing appropriations in the Prosecuting Attorney's budget.)

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 59, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 80

ADOPTED 02/24/2003

16 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$19,844 in the 2003 Budget of the Marion County Superior Court (State and Federal Grants Fund) to fund the court-appointed special advocate program, funded by a grant from Indiana Criminal Justice Institute

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 60, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 81

ADOPTED 02/24/2003

17 SPONSORED BY: Councillor

DIGEST: appropriates the proceeds (including investment earnings thereon) of the Marion County, Indiana limited recourse notes, Series 2003 A

REFERRED TO: Rules and Public Policy Committee

Proposal No. 65, 2003

APPROVED BY MAYOR: 03/07/2003

JOURNAL PAGE: 85

ADOPTED 02/24/2003

18 SPONSORED BY: Councillors McWhirter, Nytes

DIGEST: approves a re-appropriation of \$13,688 in the 2003 Budget of the Office of Corporation Counsel (Federal Grants Fund) to continue funding a community prosecutor and paralegal to work in partnership with law enforcement and community groups on a full-time basis in order to enhance coordination between the city prosecutor's office, law enforcement, and the community in addressing public safety and quality of life issues, financed by funds unspent and carried over from a 2002 federal grant

REFERRED TO: Administration and Finance Committee

Proposal No. 113, 2003

APPROVED BY MAYOR: 03/28/2003

JOURNAL PAGE: 112

ADOPTED 03/17/2003

19 SPONSORED BY: Councillors Moriarty Adams, Talley

DIGEST: approves an increase of \$521,224 in the 2003 Budget of the County Sheriff (State and Federal Grants Fund) for Crime Analysis Software (55 personal computers, 55 color printers, license agreements, servers, software, and programming), funded by a grant through the U.S. Department of Justice (Local match of \$173,741 is funded by existing appropriations in the Information Services Agency budget.)

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 119, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 113

ADOPTED 03/17/2003

2003 Fiscal Ordinance Index

20 SPONSORED BY: Councillor Dowden

DIGEST: approves a transfer of \$10,564 in the 2003 Budget of the County Auditor and the Prosecuting Attorney (State and Federal Grants Fund) to cover the existing bills for the Community Court

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 54, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 115

ADOPTED 03/17/2003

21 SPONSORED BY: Councillor Dowden

DIGEST: approves a transfer of \$30,000 in the 2003 Budgets of the County Auditor and Community Corrections (State and Federal Grants Fund) to fund the salary of a Screening Analyst, who will be using the LSIR (Level of Services Inventory, Revised) assessment tool

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 120, 2003

APPROVED BY MAYOR: 03/28/2003

JOURNAL PAGE: 115

ADOPTED 03/17/2003

22 SPONSORED BY: Councillor Bradford

DIGEST: approves an increase of \$1,767,984 in the 2003 Budget of the Office of Family and Children (Family and Children Fund) to pay 2002 bills carried over to 2003, funded by Federal IV-E Reimbursements

REFERRED TO: Community Affairs Committee

Proposal No. 114, 2003

APPROVED BY MAYOR: 04/25/2003

JOURNAL PAGE: 143

ADOPTED 04/14/2003

23 SPONSORED BY: Councillor Bradford

DIGEST: approves an increase of \$20,000 in the 2003 Budgets of the County Auditor and the Cooperative Extension Service (County Grants Fund) for funding of the CARE (Communities Against Rape) Educational Programs for the period of one year (March 2003 through March 2004), funded by a grant from the Endowment Outreach Committee and the Vestry of St. Paul's Episcopal Church

REFERRED TO: Community Affairs Committee

Proposal No. 115, 2003

APPROVED BY MAYOR: 04/25/2003

JOURNAL PAGE: 144

ADOPTED 04/14/2003

24 SPONSORED BY: Councillors Moriarty Adams, Talley

DIGEST: approves an increase of \$1,398,249 in the 2003 Budget of the County Sheriff (County General Fund) to fund 98 additional jail beds at the Corrections Corporation of America (CCA) facility for 2003, funded by the Memorandum of Understanding between the City of Indianapolis, County Auditor, County Sheriff, and the Corrections Corporation of America

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 118, 2003

APPROVED BY MAYOR: 04/25/2003

JOURNAL PAGE: 146

ADOPTED 04/14/2003

25 SPONSORED BY: Councillors Langsford, Nytes

DIGEST: approves a transfer of \$315,000 and increase of \$2,775,770 in the 2003 Budget of the Department of Metropolitan Development (Non-Lapsing State Grants, Non-Lapsing Federal Grants, Consolidated County, Federal Grants, and Redevelopment General Funds) to provide affordable and supportive housing opportunities, community development, brownfield assessment and remediation, and economic development initiatives, financed by state and federal grants, fund balances, and a transfer of funds

REFERRED TO: Metropolitan Development Committee

Proposal No. 144, 2003

APPROVED BY MAYOR: 04/25/2003

JOURNAL PAGE: 147

ADOPTED 04/14/2003

2003 Fiscal Ordinance Index

26 SPONSORED BY: Councillors Cockrum, Douglas

DIGEST: approves an appropriation of \$7,620,142 in the 2003 Budget of the Department of Parks and Recreation, (Park General Fund) to pay for design and construction of several capital projects, financed by a grant from the Lilly Endowment

REFERRED TO: Parks and Recreation Committee

Proposal No. 145, 2003

APPROVED BY MAYOR: 04/25/2003

JOURNAL PAGE: 149

ADOPTED 04/14/2003

27 SPONSORED BY: Councillors Cockrum, Douglas

DIGEST: approves an increase of \$365,000 in the 2003 Budget of the Department of Parks and Recreation (City Cumulative Capital Improvement Fund) to make improvements to several parks, financed by fund balances

REFERRED TO: Parks and Recreation Committee

Proposal No. 146, 2003

APPROVED BY MAYOR: 04/25/2003

JOURNAL PAGE: 150

ADOPTED 04/14/2003

28 SPONSORED BY: Councillors Cockrum, Douglas

DIGEST: approves an appropriation of \$95,000 in the 2003 Budget of the Department of Parks and Recreation (Park General Fund) to contract four Hub Naturalists to partner with the Park Rangers and recreational staff, and also with the Environmental Education program staff to increase education and environmental appreciation throughout the county, financed by a grant from the Nina Mason Pulliam Charitable Trust

REFERRED TO: Parks and Recreation Committee

Proposal No. 147, 2003

APPROVED BY MAYOR: 04/25/2003

JOURNAL PAGE: 151

ADOPTED 04/14/2003

29 SPONSORED BY: Councillors Cockrum, Douglas, Talley

DIGEST: approves an increase of \$110,000 in the 2003 Budget of the Department of Parks and Recreation (Federal Grants Fund) to continue the Summer Lunch Program, financed by a federal grant

REFERRED TO: Parks and Recreation Committee

Proposal No. 148, 2003

APPROVED BY MAYOR: 04/25/2003

JOURNAL PAGE: 152

ADOPTED 04/14/2003

30 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$55,000 in the 2003 Budgets of the County Auditor and the Prosecuting Attorney (State and Federal Grants Fund) to fund the Seat Belt Enforcement Project, funded by a state grant (Governor's Council on Impaired and Dangerous Driving and National Highway Traffic Safety Administration)

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 153, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 153

ADOPTED 04/14/2003

31 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$400,000 in the 2003 Budgets of the County Auditor and Prosecuting Attorney (State and Federal Grants Fund) to provide funding for a Forensic Services Agency fingerprint examiner and paralegal, for supplies, and to pay overtime for law enforcement to conduct probation sweeps, funded by the Project Sentry Grant (U.S. Department of Justice)

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 154, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 154

ADOPTED 04/14/2003

2003 Fiscal Ordinance Index

32 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$45,000 in the 2003 Budgets of the County Auditor and the Marion County Superior Court (State and Federal Grants Fund) to appropriate a grant from the Indiana State Supreme Court for the Family Court Pilot Project

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 155, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 155

ADOPTED 04/14/2003

33 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$10,435 in the 2003 Budget of the Marion County Superior Court (State and Federal Grants Fund) to appropriate an increase in the grant from Indiana Criminal Justice Institute for court appointed special advocates for Kids Voice

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 157, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 156

ADOPTED 04/14/2003

34 SPONSORED BY: Councillors Bainbridge, Moriarty Adams

DIGEST: approves an increase of \$1,807,000 in the 2003 Budget of the Department of Public Works, Engineering Division (Transportation General Fund) to make various street improvements associated with I65/I70 in the downtown area (HyperFix Project), funded by INDOT (Indiana Department of Transportation)

REFERRED TO: Public Works Committee

Proposal No. 160, 2003

APPROVED BY MAYOR: 04/25/2003

JOURNAL PAGE: 158

ADOPTED 04/14/2003

35 SPONSORED BY: Councillors Bainbridge, Moriarty Adams

DIGEST: approves an appropriation of \$31,766 in the 2003 Budget of the Department of Public Works, Policy and Planning Division (Non-Lapsing State Grants Fund) to enhance the Hazardous Household Waste Program by including collection and disposal of mercury-containing devices such as fluorescent light bulbs and thermometers from area homes, financed by a grant from IDEM (Indiana Department of Environmental Management)

REFERRED TO: Public Works Committee

Proposal No. 161, 2003

APPROVED BY MAYOR: 04/25/2003

JOURNAL PAGE: 159

ADOPTED 04/14/2003

36 SPONSORED BY: Councillor Dowden

DIGEST: approves a transfer of \$3,721 in the 2003 Budget of the Marion County Superior Court (State and Federal Grants Fund) to pay other expenses associated with the Family Court Project

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 156, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 165

ADOPTED 04/14/2003

37 SPONSORED BY: Councillor Dowden

DIGEST: approves a transfer of \$3,464 in the 2003 Budgets of the Marion County Superior Court, Juvenile Division and County Auditor (State and Federal Grants Fund) to pay for supplies and other services and charges for the Juvenile Accountability Block Grant #3

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 159, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 166

ADOPTED 04/14/2003

2003 Fiscal Ordinance Index

38 SPONSORED BY: Councillor McWhirter

DIGEST: approves an increase of \$35,636 in the 2003 Budget of the Pike Township Assessor (County General Fund) to pay the unpaid rent for 2002, financed by fund balances

REFERRED TO: Administration and Finance Committee

Proposal No. 143, 2003

APPROVED BY MAYOR: 05/09/2003

JOURNAL PAGE: 189

ADOPTED 04/28/2003

39 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$83,893 in the 2003 Budget of the Marion County Superior Court, Juvenile Division (Guardian Ad Litem Fund) to appropriate an increase in funding for Child Advocates, Inc., funded by the State of Indiana (The local match of \$141,642 is funded by existing appropriations in the Marion County Superior Court, Juvenile Division's budget.)

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 158, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 191

ADOPTED 04/28/2003

40 SPONSORED BY: Councillor McWhirter

DIGEST: approves an increase of \$20,000 in the 2003 Budgets of the County Auditor and the Prosecuting Attorney (State and Federal Grants Fund) to fund one part time investigator for the Street Level Advocates Program and for Nuisance Abatement, funded by a grant from the U.S. Department of Housing and Urban Development

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 192, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 192

ADOPTED 04/28/2003

41 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$496,380 in the 2003 Budgets of the County Auditor and the Marion County Superior Court (State and Federal Grants Fund) to fund salaries and contractual services for the Young Offenders Diversion Program, funded by a grant from the Edward Byrne Memorial State and Local Law Enforcement Formula Grant Program (The local match of \$219,078 is funded from existing appropriations in the budgets of various county agencies.)

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 193, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 192

ADOPTED 04/28/2003

42 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$160,806 in the 2003 Budgets of the County Auditor and the Marion County Superior Court (State and Federal Grants Fund) to fund salaries for the Drug Treatment Diversion Program, funded by a grant from the Edward Byrne Memorial State and Local Law Enforcement Formula Grant Program (The local match of \$76,985 is funded by existing appropriations in the budgets of various county agencies.)

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 194, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 194

ADOPTED 04/28/2003

43 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$86,232 in the 2003 Budget of the Marion County Superior Court (State and Federal Grants Fund) to provide funds for CASI (Community Addictions Services of Indiana) program and utilities at the Community Court, funded by a grant from the Edward Byrne Memorial and Local Law Enforcement Formula Grant Program

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 195, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 195

ADOPTED 04/28/2003

2003 Fiscal Ordinance Index

44 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$225,000 in the 2003 Budgets of the County Auditor and the Marion County Superior Court, Juvenile Division (State and Federal Grants Fund) to fund the Juvenile Re-Entry Initiative for a three year period, funded by a grant from the U.S. Department of Justice

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 196, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 195

ADOPTED 04/28/2003

45 SPONSORED BY: Councillors Bainbridge, Langsford, McWhirter, Moriarty Adams

DIGEST: approves an appropriation of \$2,710,000 in the 2003 Budget of the Department of Public Works, (Transportation General Fund) to fund unanticipated levels of snow and ice removal, and pothole repair efforts caused by near record amounts of snow fall this winter season, financed by fund balances

REFERRED TO: Public Works Committee

Proposal No. 197, 2003

APPROVED BY MAYOR: 05/08/2003

JOURNAL PAGE: 197

ADOPTED 04/28/2003

46 SPONSORED BY: Councillors Cockrum, Douglas

DIGEST: approves an increase of \$50,000 in the 2003 Budget of the Department of Parks and Recreation (Non-Lapsing Federal Grants Fund and Park General Fund) to aid in reforestation efforts in Perry Township and Warren Township to replace trees that were lost in 2002 from a tornado, financed by a federal grant and from fund balance

REFERRED TO: Parks and Recreation Committee

Proposal No. 188, 2003

APPROVED BY MAYOR: 05/23/2003

JOURNAL PAGE: 237

ADOPTED 05/12/2003

47 SPONSORED BY: Councillors Dowden, Moriarty Adams, Talley

DIGEST: approves an increase of \$47,255 in the 2003 Budgets of the County Auditor and the County Sheriff (County Grants Fund) to pay one officer to transport prisoners from Marion County Lock-Up for screening and treatment for sexually transmitted diseases, funded by a grant from Health and Hospital Corporation and Marion County Health Department

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 234, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 239

ADOPTED 05/12/2003

48 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$149,912 in the 2003 Budgets of the County Auditor and the Marion County Justice Agency (State and Federal Grants Fund) to appropriate funds for the salary of a Project Safe Neighborhoods Researcher, other contractual work, and travel expenses, funded by a federal grant (Project Safe Neighborhoods Research Partner/Crime Analyst Grant)

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 236, 2003

APPROVED BY MAYOR: 05/23/2003

JOURNAL PAGE: 240

ADOPTED 05/12/2003

49 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$445,100 in the 2003 Budgets of the County Auditor and the Marion County Justice Agency (State and Federal Grants Fund) to appropriate funds for the salaries and fringes for Metro Drug Task Force employees, funded by a state grant (Metro Drug Task Force Grant) (The local match of \$564,601 is funded by Indianapolis Police Department (\$513,776) and the County Sheriff (\$50,825).

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 237, 2003

APPROVED BY MAYOR: 05/23/2003

JOURNAL PAGE: 240

ADOPTED 05/12/2003

2003 Fiscal Ordinance Index

50 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$110,000 in the 2003 Budget of the Marion Superior Court, Juvenile Division (Juvenile Probation Fund) to increase funding for juvenile probation, funded by the increase of revenue generated by the Court

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 239, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 241

ADOPTED 05/12/2003

51 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$54,000 in the 2003 Budgets of the County Auditor and the Marion County Justice Agency (State and Federal Grants Fund) to pay the salary of a coordinator and newsletter expenses for the Indianapolis Violence Reduction Partnership, funded by a state grant (Indianapolis Violence Reduction Partnership Grant) (The local match of \$18,000 is funded by existing appropriations in the County Auditor and Marion County Justice Agency budgets.)

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 235, 2003

APPROVED BY MAYOR: 05/23/2003

JOURNAL PAGE: 243

ADOPTED 05/12/2003

52 SPONSORED BY: Councillor Dowden

DIGEST: approves a transfer of \$137,500 in the 2003 Budgets of the County Auditor and the Marion County Justice Agency (Drug Free Community Fund) to pay the salaries of employees in the Marion Superior Court, Prosecuting Attorney, and Marion County Justice Agency, per grant awards

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 238, 2003

APPROVED BY MAYOR: 05/23/2003

JOURNAL PAGE: 250

ADOPTED 05/12/2003

53 SPONSORED BY: Councillor Dowden

DIGEST: approves a transfer of \$30,000 to the 2003 Budget of the County Auditor from the Marion Superior Court, Juvenile Division (County General Fund) to pay fringe benefits

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 240, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 251

ADOPTED 05/12/2003

54 SPONSORED BY: Councillors McWhirter, Nytes, Knox, Brents

DIGEST: approves an increase of \$450,000 in the 2003 Budget of the Office of the Controller (City Cumulative Capital Improvement Fund) to acquire the property formerly occupied by Central State Hospital and to begin environmental surveys and preliminary design for a temporary facility to house the IPD mounted patrol, financed by fund balances

REFERRED TO: Administration and Finance Committee

Proposal No. 142, 2003

APPROVED BY MAYOR: 06/13/2003

JOURNAL PAGE: 275

ADOPTED 06/02/2003

55 SPONSORED BY: Councillors McWhirter, Sanders

DIGEST: approves an increase of \$800,000 in the 2003 Budget of the Office of the City Controller (City Cumulative Capital Improvement Fund) to provide funding for certain capital improvements for the Indianapolis Housing Authority, financed by fund balances

REFERRED TO: Administration and Finance Committee

Proposal No. 261, 2003

APPROVED BY MAYOR: 06/13/2003

JOURNAL PAGE: 276

ADOPTED 06/02/2003

2003 Fiscal Ordinance Index

56 SPONSORED BY: Councillors Dowden, Moriarty Adams, Talley, Soards

DIGEST: approves an increase of \$245,000 in the 2003 Budget of the Department of Public Safety, Police Division (City Cumulative Capital Improvement Fund) to use as matching requirements for a Department of Justice Block Grant to purchase police vehicles, financed by fund balances

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 264, 2003

APPROVED BY MAYOR: 06/13/2003

JOURNAL PAGE: 278

ADOPTED 06/02/2003

57 SPONSORED BY: Councillors Dowden, Moriarty Adams, Talley

DIGEST: approves an increase of \$250,000 in the 2003 Budget of the Department of Public Safety, Emergency Management and Planning Division (Non-Lapsing Federal Grants Fund) to assist in the critical initial response effort by providing funding and contract requirements to each Metropolitan Medical Response System jurisdiction to purchase the local supplies needed to respond to a weapons of mass destruction event, financed by a federal grant

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 266, 2003

APPROVED BY MAYOR: 06/13/2003

JOURNAL PAGE: 278

ADOPTED 06/02/2003

58 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$346,062 in the 2003 Budgets of the County Auditor and the Prosecuting Attorney (State and Federal Grants Fund) to support the efforts of the Adult Protective Services Unit, funded by a state and federal grant

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 267, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 279

ADOPTED 06/02/2003

59 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$60,000 in the 2003 Budgets of the County Auditor and the Prosecuting Attorney (State and Federal Grants Fund) to provide partial funding for both the Community Court Coordinator and the Resource Coordinator, funded by a federal grant (U.S. Department of Justice, Office of Justice Programs)

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 268, 2002

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 280

ADOPTED 06/02/2003

60 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$7,000 in the 2003 Budgets of the County Auditor and the Marion County Superior Court (County Grants Fund) to provide local hosting and program arrangements for the Library of Congress-Open World Russian Leadership Program, funded by a grant from the Academy for Educational Development

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 269, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 281

ADOPTED 06/02/2003

61 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$10,000 in the 2003 Budget of the Marion County Superior Court (Drug Treatment Diversion Fund) to provide drug testing and incentives for Drug Treatment Court participants, financed by fund balances

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 270, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 281

ADOPTED 06/02/2003

2003 Fiscal Ordinance Index

62 SPONSORED BY: Councillors Cockrum, Brents

DIGEST: approves a transfer of \$50,000 in the 2003 Budget of the Department of Parks and Recreation (Park General Fund) to cover overtime costs incurred while assisting Department of Public Works in snow removal and pothole repairs during the latest winter season

REFERRED TO: Parks and Recreation Committee

Proposal No. 262, 2003

APPROVED BY MAYOR: 06/13/2003

JOURNAL PAGE: 283

ADOPTED 06/02/2003

63 SPONSORED BY: Councillors Cockrum, Brents

DIGEST: approves a transfer of \$45,000 in the 2003 Budget of the Department of Parks and Recreation (Transportation General Fund) to employ an inspector for street trees in the public right of way

REFERRED TO: Parks and Recreation Committee

Proposal No. 263, 2003

APPROVED BY MAYOR: 06/13/2003

JOURNAL PAGE: 283

ADOPTED 06/02/2003

64 SPONSORED BY: Councillor Bradford

DIGEST: approves an increase of \$10,595 in the 2003 Budgets of the County Auditor and the Cooperative Extension Service (County Grants Fund) to fund summer camp programs, funded by grants from The Lilly Foundation, The Journey, and the Indianapolis Foundation

REFERRED TO: Community Affairs Committee

Proposal No. 287, 2003

APPROVED BY MAYOR: 07/03/2003

JOURNAL PAGE: 305

ADOPTED 06/23/2003

65 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$57,300 in the 2003 Budgets of the County Prosecutor and the County Auditor (State and Federal Grants Fund) to provide continued funding for a deputy prosecutor and part time investigator/victim advocate for the Regional Gang Interdiction Program, funded by a state grant (Byrne Memorial Funds awarded through Indiana Criminal Justice Institute)

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 290, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 307

ADOPTED 06/23/2003

66 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$317,665 in the 2003 Budget of the Metropolitan Emergency Communication Agency (MECA/County Emergency Telephone System Fund) to fund an additional four 911 answering positions in the Indianapolis Marion County Control Room and to fund upgrades and modifications to the dispatch center, financed by fund balances

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 294, 2003

APPROVED BY MAYOR: 07/03/2003

JOURNAL PAGE: 307

ADOPTED 06/23/2003

67 SPONSORED BY: Councillors Dowden, Moriarty Adams, Talley

DIGEST: approves an increase of \$13,000 in the 2003 Budget of the County Sheriff (State and Federal Grants Fund) to pay overtime for one officer to work with ATF (Bureau of Alcohol, Tobacco, Firearms and Explosives) associated with the Indianapolis Violence Reduction Project, funded by the Department of the Treasury (Bureau of Alcohol, Tobacco, and Firearms and Explosives)

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 295, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 308

ADOPTED 06/23/2003

2003 Fiscal Ordinance Index

68 SPONSORED BY: Councillors Dowden, Moriarty Adams, Talley

DIGEST: approves an increase of \$9,801 in the 2003 Budget of the County Sheriff (State and Federal Grants Fund) for a one-time reimbursement for one officer assigned to the Drug Enforcement Administration, funded by a grant from the U.S. Department of Justice (Drug Enforcement Administration)

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 296, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 309

ADOPTED 06/23/2003

69 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$92,712 in the 2003 Budget of Community Corrections (State and Federal Grants Fund) to fund a substance abuse treatment program, funded by a grant from the Indiana Criminal Justice Institute

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 301, 2003

APPROVED BY MAYOR: 07/03/2003

JOURNAL PAGE: 310

ADOPTED 06/23/2003

70 SPONSORED BY: Councillors Dowden, Frick

DIGEST: approves an increase of \$25,410 in the 2003 Budget of Community Corrections (Home Detention User Fee Fund) to cover the increase in the equipment lease due to the increase volume in home detention capacity, financed by fund balances

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 302, 2003

APPROVED BY MAYOR: 07/03/2003

JOURNAL PAGE: 310

ADOPTED 06/23/2003

71 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$28,000 in the 2003 Budget of Community Corrections (Home Detention User Fee Fund) to assist with the funding of a Forensic Mental Health Coordinator position, financed by fund balances

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 303, 2003

APPROVED BY MAYOR: 07/03/2003

JOURNAL PAGE: 311

ADOPTED 06/23/2003

72 SPONSORED BY: Councillor Cockrum

DIGEST: approves a transfer of \$5,000 in the 2003 Budget of the Decatur Township Assessor (Property Reassessment Fund) to pay for mapping video cards

REFERRED TO: Administration and Finance Committee

Proposal No. 285, 2003

APPROVED BY MAYOR: 07/03/2003

JOURNAL PAGE: 320

ADOPTED 06/23/2003

73 SPONSORED BY: Councillor Dowden

DIGEST: approves a transfer of \$8,178 in the 2003 Budgets of the County Auditor and the County Prosecutor (State and Federal Grants Fund) to transfer remaining balances in Personal Services, Fringes, and Other Services and Charges to Supplies and Capital Outlay to cover existing expenses

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 291, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 321

ADOPTED 06/23/2003

74 SPONSORED BY: Councillor Dowden

DIGEST: approves a transfer of \$48,061 in the 2003 Budgets of the County Prosecutor and County Auditor (State and Federal Grants Fund) to transfer remaining balances in Personal Services to Supplies and Capital Outlay to cover existing expenses

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 292, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 321

ADOPTED 06/23/2003

2003 Fiscal Ordinance Index

75 SPONSORED BY: Councillor Dowden

DIGEST: approves a transfer of \$13,000 in the 2003 Budget of the Marion County Justice Agency (County General Fund) for the purchase of new computers and equipment

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 304, 2003

APPROVED BY MAYOR: 07/03/2003

JOURNAL PAGE: 323

ADOPTED 06/23/2003

76 SPONSORED BY: Councillors Dowden, Moriarty Adams, Talley, Frick

DIGEST: approves an increase of \$2,987,967 in the 2003 Budget of the County Sheriff (County General Fund) to purchase additional beds at CCA (Jail II) for the remainder of 2003, financed by fund balances

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 297, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 354

ADOPTED 07/21/2003

77 SPONSORED BY: Councillors Dowden, Moriarty Adams, Talley, Frick

DIGEST: approves an increase of \$49,082 in the 2003 Budgets of the County Auditor and the County Sheriff (County General Fund) to hire two additional Marion County court line deputies dedicated to the transportation of prisoners, financed by fund balances

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 298, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 355

ADOPTED 07/21/2003

78 SPONSORED BY: Councillors Dowden, Moriarty Adams, Frick

DIGEST: approves an increase of \$674,517 in the 2003 Budget of Community Corrections (County General Fund) to fund six months of expanded capacity of Work Release Programming for an additional 153 clients, financed by fund balances

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 299, 2003

APPROVED BY MAYOR: 08/01/2003

JOURNAL PAGE: 356

ADOPTED 07/21/2003

79 SPONSORED BY: Councillors Dowden, Moriarty Adams, Frick

DIGEST: approves an increase of \$281,304 in the 2003 Budgets of the County Auditor and Community Corrections (County General Fund) to fund six months of expanded capacity of Home Detention Programming for an additional 600 clients, financed by fund balances

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 300, 2003

APPROVED BY MAYOR: 08/01/2003

JOURNAL PAGE: 357

ADOPTED 07/21/2003

80 SPONSORED BY: Councillors McWhirter, Nytes

DIGEST: approves an increase of \$700,000 in the 2003 Budget of the Office of the City Controller (Landmark Building Preservation Fund) to fund repairs to electrical, lighting, flooring, and window systems at the City Market, and to repair elevators and remodel the lobby at the Indiana Repertory Theater, financed by fund balances

REFERRED TO: Administration and Finance Committee

Proposal No. 325, 2003

APPROVED BY MAYOR: 08/01/2003

JOURNAL PAGE: 359

ADOPTED 07/21/2003

81 SPONSORED BY: Councillors McWhirter, Nytes

DIGEST: approves an increase of \$195,000 in the 2003 Budget of the Cable Communications Agency (Consolidated County Fund) to purchase servers and editing equipment to be used by WCTY/Channel 16, financed by a cable franchise PEG (Public Educational or Government Access Facilities) grant

REFERRED TO: Administration and Finance Committee

Proposal No. 326, 2003

APPROVED BY MAYOR: 08/01/2003

JOURNAL PAGE: 360

ADOPTED 07/21/2003

2003 Fiscal Ordinance Index

82 SPONSORED BY: Councillors Cockrum, Douglas, Nytes

DIGEST: approves an increase of \$400,000 in the 2003 Budget of the Department of Parks and Recreation (Park General Fund) to construct the driving range, practice area, and three-hole short course for the Indianapolis First Tee Junior Golf Facility, as well as test and remove contaminated soil from the Whispering Hills, Pleasant Run and Sara Shank golf courses, financed by fund balances

REFERRED TO: Parks and Recreation Committee

Proposal No. 327, 2003

APPROVED BY MAYOR: 08/01/2003

JOURNAL PAGE: 362

ADOPTED 07/21/2003

83 SPONSORED BY: Councillor Smith

DIGEST: approves an increase of \$7,223 in the 2003 Budget of the Marion Superior Court, Juvenile Division (State and Federal Grants Fund) to continue the Teen Court Program, funded by a grant from the Indiana Criminal Justice Institute

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 329, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 363

ADOPTED 07/21/2003

84 SPONSORED BY: Councillors Smith, Soards

DIGEST: approves an increase of \$50,000 in the 2003 Budgets of the Marion Superior Court and the County Auditor (State and Federal Grants Fund) to provide funds for the continuation of the Indiana Fathers & Families projects, funded by a state grant (Indiana Family & Social Services Administration)

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 330, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 364

ADOPTED 07/21/2003

85 SPONSORED BY: Councillor Smith

DIGEST: approves an increase of \$25,000 in the 2003 Budget of the Marion Superior Court, Juvenile Division (State and Federal Grants Fund) to appropriate the Guardian Ad Litem/Court Appointed Special Advocate grant for children at risk

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 331, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 365

ADOPTED 07/21/2003

86 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$749,927 in the 2003 Budgets of Community Corrections and the County Auditor (Home Detention User Fee Fund) to fund personnel, home detention equipment, and supplies for the first six months of fiscal year 2003-2004, financed by fund balances

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 333, 2003

APPROVED BY MAYOR: 08/01/2003

JOURNAL PAGE: 365

ADOPTED 07/21/2003

87 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$2,935,128 in the 2003 Budget of Community Corrections and the County Auditor (State and Federal Grants Fund) to appropriate the annual Department of Corrections Grant for fiscal year 2003-2004

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 334, 2003

APPROVED BY MAYOR: 08/01/2003

JOURNAL PAGE: 366

ADOPTED 07/21/2003

2003 Fiscal Ordinance Index

88 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$218,070 in the 2003 Budgets of Community Corrections and the County Auditor (State and Federal Grants Fund) to fund a Juvenile Court Intensive Probation Services Program for fiscal year 2003-2004, funded by a state grant (Department of Correction)

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 335, 2003

APPROVED BY MAYOR: 08/01/2003

JOURNAL PAGE: 367

ADOPTED 07/21/2003

89 SPONSORED BY: Councillor McWhirter

DIGEST: approves a transfer of \$6,063 in the 2003 Budget of the County Prosecutor and the County Auditor (State and Federal Grants Fund) to transfer surplus funds in salaries to cover deficit in fringes in the Victim Assistance Grant

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 328, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 369

ADOPTED 07/21/2003

90 SPONSORED BY: Councillor Smith

DIGEST: approves a transfer of \$2,814 in the 2003 Budgets of the Marion Superior Court and the County Auditor (State and Federal Grants Fund) to transfer surplus fringes to personal services in the Adult Drug Treatment Court Grant

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 332, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 370

ADOPTED 07/21/2003

91 SPONSORED BY: Councillors Cockrum, Douglas

DIGEST: approves an increase of \$206,000 (Federal Grants Funds) and a transfer of \$21,905 (Park General Fund) in the 2003 Budget of the Department of Parks and Recreation to continue the after school programs in the Forest Manor School, School #108, and The Boys and Girls Club in Raymond Park Middle School for the 2003-2004 school year, financed by a federal grant and a transfer between characters

REFERRED TO: Parks and Recreation Committee

Proposal No. 383, 2003

APPROVED BY MAYOR: 08/15/2003

JOURNAL PAGE: 393

ADOPTED 08/04/2003

92 SPONSORED BY: Councillors Cockrum, Douglas

DIGEST: approves an increase of \$522,138 in the 2003 Budget of the Department of Parks and Recreation (Park General Fund) to replace the burned playground equipment in Washington Park, install shelters at the summer lunch sites, and support projects at Garfield, Christian, Rhodius, and Bethel Parks, financed by interest earnings on Lilly Endowment funds

REFERRED TO: Parks and Recreation Committee

Proposal No. 384, 2003

APPROVED BY MAYOR: 08/15/2003

JOURNAL PAGE: 394

ADOPTED 08/04/2003

93 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$20,421 in the 2003 Budget of the Marion County Justice Agency (State and Federal Grants Fund) to provide salaries for Crisis Line employees, funded by a grant from the Julian Center

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 390, 2003

APPROVED BY MAYOR: 08/15/2003

JOURNAL PAGE: 395

ADOPTED 08/04/2003

2003 Fiscal Ordinance Index

94 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$9,500 in the 2003 Budget of the Marion County Justice Agency (Law Enforcement Fund) to appropriate unappropriated and unencumbered funds for the 2003 Budget

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 391, 2003

APPROVED BY MAYOR: 08/15/2003

JOURNAL PAGE: 396

ADOPTED 08/04/2003

95 SPONSORED BY: Councillor Dowden

DIGEST: approves a transfer of \$38,921 in the 2003 Budget of the Circuit Court (County General Fund) to appropriate funds to pay for current expenses

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 388, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 401

ADOPTED 08/04/2003

96 SPONSORED BY: Councillors Dowden, Moriarty Adams, Talley

DIGEST: approves a transfer of \$23,530 in the 2003 Budget of the Department of Public Safety, Animal Care and Control Division (Consolidated County Fund) to pay for rabies vaccines for animal control officers, repair the facility's power washers, pay for server support fees, and provide work suits for field and kennel employees required by the AFSCME agreement

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 389, 2003

APPROVED BY MAYOR: 08/15/2003

JOURNAL PAGE: 401

ADOPTED 08/04/2003

97 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$69,885 in the 2003 Budgets of the County Auditor and Public Defender Agency (State and Federal Grants Fund) for the continuation of the Sentencing Alternative Programs, funded by a state grant (Indiana Criminal Justice Institute) (The local match of \$42,190 is funded by existing appropriations in the Public Defender Agency, Marion Superior Court, and Community Corrections budgets.)

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 439, 2003

APPROVED BY MAYOR: 09/05/2003

JOURNAL PAGE: 427

ADOPTED 08/25/2003

98 SPONSORED BY: Councillors Dowden, Talley

DIGEST: approves an increase of \$31,994 in the 2003 Budget of the County Prosecutor (State and Federal Grants Fund) to fund the Adult Protective Services Victim Assistance Program for Breaking Free, Inc., funded by a state grant (Indiana Criminal Justice Institute)

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 443, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 428

ADOPTED 08/25/2003

99 SPONSORED BY: Councillors Dowden, Talley

DIGEST: approves an increase of \$81,045 in the 2003 Budget of the County Prosecutor (State and Federal Grants Fund) to fund the Salvation Army Social Service Center which provides quality shelter and supportive services to women and children who are victims of domestic violence, funded by a state grant (Indiana Criminal Justice Institute)

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 444, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 429

ADOPTED 08/25/2003

2003 Fiscal Ordinance Index

100 SPONSORED BY: Councillors Dowden, Talley

DIGEST: approves an increase of \$45,352 in the 2003 Budget of the County Prosecutor (State and Federal Grants Fund) to provide funding for therapy for battered women and children through the Julian Center, funded by a state grant (Indiana Criminal Justice Institute)

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 445, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 429

ADOPTED 08/25/2003

101 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$12,698 in the 2003 Budget of the County Prosecutor (State and Federal Grants Fund) to provide partial funding for the volunteer coordinator at the Marion County Family Advocacy Center, funded by a state grant (Indiana Criminal Justice Institute)

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 446, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 430

ADOPTED 08/25/2003

102 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$95,237 in the 2003 Budget of the County Prosecutor (State and Federal Grants Fund) to fund a trained child interviewer and also to fund Project Safe Families at the Marion County Family Advocacy Center, funded by a state grant (Indiana Criminal Justice Institute)

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 447, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 431

ADOPTED 08/25/2003

103 SPONSORED BY: Councillor McWhirter

DIGEST: approves an increase of \$389,623 in the 2003 Budgets of the County Auditor and the County Prosecutor (State and Federal Grants Fund) to enhance adjudication of cases involving violent offenders to include juvenile offenders, funded by a federal grant (Block Grant #7)

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 450, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 431

ADOPTED 08/25/2003

104 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$42,609 in the 2003 Budget of the County Prosecutor (State and Federal Grants Fund) to provide funding to Volunteers of America for partial cost of staffing A Child's Haven, funded by a state grant (Indiana Criminal Justice Institute)

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 442, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 433

ADOPTED 08/25/2003

105 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$104,511 in the 2003 Budget of the County Prosecutor (State and Federal Grants Fund) to fund a protective order advocate salary and a percentage of two supervisors salaries at the Marion County Family Advocacy Center, funded by a state grant (Indiana Criminal Justice Institute)

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 448, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 434

ADOPTED 08/25/2003

2003 Fiscal Ordinance Index

106 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$30,000 in the 2003 Budget of the County Prosecutor (State and Federal Grants Fund) to fund the Breaking Free Hispanic Outreach Project, which provides access to services for Hispanic individuals, funded by a state grant (Indiana Criminal Justice Institute)

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 449, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 435

ADOPTED 08/25/2003

107 SPONSORED BY: Councillor Dowden

DIGEST: adopts the annual budget for the Metropolitan Emergency Communications Agency for 2004 appropriating \$12,019,529

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 468, 2003

APPROVED BY MAYOR: 09/28/2003

JOURNAL PAGE: 480

ADOPTED 09/15/2003

108 SPONSORED BY: Councillor Bradford

DIGEST: adopts the annual budget and levies for the Marion County Office of the State Department Family and Children for 2004 appropriating \$70,958,890 and levying property taxes to fund such expenditures

REFERRED TO: Community Affairs Committee

Proposal No. 469, 2003

APPROVED BY MAYOR: 09/28/2003

JOURNAL PAGE: 488

ADOPTED 09/15/2003

109 SPONSORED BY: Councillors Coughenour, Boyd

DIGEST: appropriates \$39,018,209 for the necessary payments for city sinking funds for 2004

REFERRED TO: Administration and Finance Committee

Proposal No. 466, 2003

APPROVED BY MAYOR: 09/28/2003

JOURNAL PAGE: 515

ADOPTED 09/15/2003

110 SPONSORED BY: Councillors Coughenour, Boyd

DIGEST: appropriates the amounts necessary for payments from the Revenue Bonds Debt Service Funds for 2004 totaling \$58,868,213

REFERRED TO: Administration and Finance Committee

Proposal No. 467, 2003

APPROVED BY MAYOR: 09/28/2003

JOURNAL PAGE: 517

ADOPTED 09/15/2003

111 SPONSORED BY: Councillors Coughenour, Boyd

DIGEST: authorizes the payment of certain dues for the city and county offices and agencies

REFERRED TO: Administration & Finance, Metropolitan Development, Parks & Recreation, Public Safety & Criminal Justice, and Public Works Committees

Proposal No. 476, 2003

APPROVED BY MAYOR: 09/28/2003

JOURNAL PAGE: 536

ADOPTED 09/15/2003

112 SPONSORED BY: Councillors Coughenour, Boyd

DIGEST: adopts the annual budget for 2004 for the Consolidated City appropriating \$245,752,767

REFERRED TO: Administration & Finance, Metropolitan Development, Parks & Recreation, Public Safety & Criminal Justice, and Public Works Committees

Proposal No. 465, 2003

APPROVED BY MAYOR: 09/28/2003

JOURNAL PAGE: 548

ADOPTED 09/15/2003

2003 Fiscal Ordinance Index

113 SPONSORED BY: Councillor Coughenour

DIGEST: adopts the annual budget for 2004 for certain constitutional officers of Marion County appropriating \$32,666,683

REFERRED TO: Administration & Finance, Metropolitan Development, Parks & Recreation,
and Public Safety & Criminal Justice Committees

Proposal No. 470, 2003

APPROVED BY MAYOR: 09/28/2003

JOURNAL PAGE: 566

ADOPTED 09/15/2003

114 SPONSORED BY: Councillor Dowden

DIGEST: adopts the annual budget for 2004 for certain Marion County law enforcement and correction agencies appropriating \$99,563,546

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 471, 2003

APPROVED BY MAYOR: 09/28/2003

JOURNAL PAGE: 571

ADOPTED 09/15/2003

115 SPONSORED BY: Councillor Dowden

DIGEST: adopts the annual budget for 2004 for certain judicial agencies of Marion County appropriating \$73,061,085

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 472, 2003

APPROVED BY MAYOR: 09/28/2003

JOURNAL PAGE: 579

ADOPTED 09/15/2003

116 SPONSORED BY: Councillor Coughenour

DIGEST: adopts the annual budget for 2004 for certain administrative offices and agencies of Marion County appropriating \$50,569,849

REFERRED TO: Administration & Finance and Community Affairs Committees

Proposal No. 473, 2003

APPROVED BY MAYOR: 09/28/2003

JOURNAL PAGE: 590

ADOPTED 09/15/2003

117 SPONSORED BY: Councillors Coughenour, Boyd

DIGEST: allocates certain miscellaneous revenues of the Consolidated City and Marion County to respective funds

REFERRED TO: Administration and Finance Committee

Proposal No. 474, 2003

APPROVED BY MAYOR: 09/28/2003

JOURNAL PAGE: 596

ADOPTED 09/15/2003

118 SPONSORED BY: Councillor Borst

DIGEST: directs a reduction of expenditures of budgeted 2003 appropriations from the County General Fund, County Reassessment Fund, Metropolitan Emergency Communications Fund, and Forensic Training Fund

REFERRED TO: Administration & Finance, Metropolitan Development, and

Public Safety & Criminal Justice Committees

Proposal No. 477, 2003

APPROVED BY MAYOR: 09/28/2003

JOURNAL PAGE: 612

ADOPTED 09/15/2003

119 SPONSORED BY: Councillors Coughenour, Boyd

DIGEST: determines the tax levy for 2004 for each fund of the Consolidated City and Marion County

REFERRED TO: Administration & Finance, Community Affairs, Metropolitan

Development, Parks & Recreation, Public Safety & Criminal

Justice, and Public Works Committees

Proposal No. 475, 2003

APPROVED BY MAYOR: 09/28/2003

JOURNAL PAGE: 617

ADOPTED 09/16/2003

2003 Fiscal Ordinance Index

120 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$6,024 in the 2003 Budget of the Marion Superior Court, Juvenile Division (Guardian Ad Litem Fund) to appropriate the final GAL/CASA (Guardian ad Litem/Court Appointed Special Advocate) funds from the State of Indiana

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 440, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 651

ADOPTED 09/16/2003

121 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$20,000 in the 2003 Budgets of the County Auditor and the Marion County Justice Agency (State and Federal Grants Fund) to appropriate a state grant for salaries, fringes, and supplies for IUPUI (Indiana University Purdue University Indianapolis) employees, who will be conducting research for an evaluation of the Marion County's Cite and Release and Emergency Jail Release Policies (The local match of \$10,100 is funded by existing appropriation in the Marion County Justice Agency's Budget.)

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 441, 2003

APPROVED BY MAYOR: 10/21/2003

JOURNAL PAGE: 676

ADOPTED 10/06/2003

122 SPONSORED BY: Councillors Dowden, Moriarty Adams, Talley

DIGEST: approves an increase of \$149,100 in the 2003 Budget of the County Sheriff (State and Federal Grants Fund) for crime prevention publications and programs involving cooperation between community residents and law enforcement personnel, funded through IPD by a grant from the Department of Justice

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 519, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 676

ADOPTED 10/06/2003

123 SPONSORED BY: Councillor McWhirter

DIGEST: approves an increase of \$111,298 in the 2003 Budgets of the County Auditor and the County Prosecutor (State and Federal Grants Fund) to fund the program continuation of OVWI (Operating Vehicle While Intoxicated), funded by a state grant (Governor's Council on Impaired and Dangerous Driving and the National Highway Traffic Safety Administration)

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 522, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 677

ADOPTED 10/06/2003

124 SPONSORED BY: Councillors McWhirter, Soards

DIGEST: approves an increase of \$10,000 in the 2003 Budgets of the County Auditor and the County Prosecutor (State and Federal Grants Fund) to fund the partial salary for a paralegal focusing on nuisance abatement and for a portion of the Tidemark database for tracking properties, funded by a grant from IPD and Department of Justice

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 523, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 678

ADOPTED 10/06/2003

125 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$147,155 in the 2003 Budget of the County Auditor and the Forensic Services Agency (State and Federal Grants Fund) to fund the DNA analysis of "No Suspect" cases, funded by a grant from the Indiana State Police

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 524, 2003

APPROVED BY MAYOR: 10/21/2003

JOURNAL PAGE: 679

ADOPTED 10/06/2003

2003 Fiscal Ordinance Index

126 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$24,028 in the 2003 Budget of the Marion County Justice Agency (State and Federal Grants Fund) to help fund the Julian Center's Family Growth and Development Project, funded by a state grant

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 525, 2003

APPROVED BY MAYOR: 10/21/2003

JOURNAL PAGE: 680

ADOPTED 10/06/2003

127 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$20,044 in the 2003 Budget of the Marion County Justice Agency (State and Federal Grants Fund) to allocate the Pathway to Recovery grant which will fund the partial salaries and fringes of five employees

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 526, 2003

APPROVED BY MAYOR: 10/21/2003

JOURNAL PAGE: 680

ADOPTED 10/06/2003

128 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$249,314 in the 2003 Budgets of the County Auditor and the Marion County Justice Agency (State and Federal Grants Fund) to allocate the U.S. Department of Justice grant for the Community Prosecution and Project Safe Neighborhoods

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 527, 2003

APPROVED BY MAYOR: 10/21/2003

JOURNAL PAGE: 681

ADOPTED 10/06/2003

129 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$48,178 in the 2003 Budget of the Marion Superior Court, Juvenile Division (State and Federal Grants Fund) to fund the continuation of the Guardian Ad Litem Program, funded by a state grant (Indiana Criminal Justice Institute)

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 529, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 682

ADOPTED 10/06/2003

130 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$60,108 in the 2003 Budgets of the County Auditor and the Marion Superior Court, Juvenile Division (Juvenile Probation Fund) to increase funding for juvenile probation, financed by fund balances

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 530, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 683

ADOPTED 10/06/2003

131 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$20,000 in the 2003 Budget of the Marion Superior Court (State and Federal Grants Fund) to pay the salary of one coordinator in the Family Court Project, funded by a grant from the Indiana Supreme Court

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 531, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 683

ADOPTED 10/06/2003

2003 Fiscal Ordinance Index

132 SPONSORED BY: Councillor McWhirter

DIGEST: approves an increase of \$471,500 in the 2003 Budgets of the County Auditor and the County Prosecutor (State and Federal Grants Fund) to fund the continuation of Operation Pull-Over, funded by a state grant (Governor's Council on Impaired and Dangerous Driving and National Highway Safety Administration)

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 521, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 684

ADOPTED 10/06/2003

133 SPONSORED BY: Councillors Cockrum, Douglas, Langsford

DIGEST: approves an increase of \$1,815,000 in the 2003 Budget of the Department of Parks and Recreation (Non-Lapsing Federal Grants Fund) to pay for land acquisition, preliminary design work, construction documents, and inspections necessary for the Pennsy Rail-Trail, financed by federal funds administered by the Indiana Department of Transportation

REFERRED TO: Parks and Recreation Committee

Proposal No. 516, 2003

APPROVED BY MAYOR: 10/21/2003

JOURNAL PAGE: 686

ADOPTED 10/06/2003

134 SPONSORED BY: Councillors Cockrum, Douglas

DIGEST: approves an increase of \$285,250 in the 2003 Budget of the Department of Parks and Recreation (Non-Lapsing Federal Grants Fund) to pay for the restoration of Marott Park, located in Washington Township, financed by a grant from the Department of Interior

REFERRED TO: Parks and Recreation Committee

Proposal No. 517, 2003

APPROVED BY MAYOR: 10/21/2003

JOURNAL PAGE: 686

ADOPTED 10/06/2003

135 SPONSORED BY: Councillors Dowden, Moriarty Adams, Talley

DIGEST: approves a transfer of \$2,800 in the 2003 Budget of the County Sheriff (State and Federal Grants Fund) to pay unexpected expenses

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 520, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 702

ADOPTED 10/06/2003

136 SPONSORED BY: Councillor Dowden

DIGEST: approves a transfer of \$973,536 from the 2003 Budgets of the County Sheriff and the Marion County Justice Agency (County General Fund) to the 2003 Budgets of the County Auditor, Marion Superior Court, County Prosecutor, Marion County Public Defender, Clerk of the Circuit Court, County Sheriff, and the Marion County Justice Agency to pay the expenses for the Arrestee Processing Center

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 528, 2003

APPROVED BY MAYOR: 10/21/2003

JOURNAL PAGE: 703

ADOPTED 10/06/2003

137 SPONSORED BY: Councillors Bainbridge, Moriarty Adams

DIGEST: approves an increase of \$125,000 in the 2003 Budget of the Department of Public Works, Engineering Division (Non-Lapsing Federal Grants Fund) to complete a scoping report for a proposed Downtown Cultural Trail, financed by a Federal Highway Administration Transportation Enhancement grant

REFERRED TO: Public Works Committee

Proposal No. 533, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 729

ADOPTED 10/27/2003

2003 Fiscal Ordinance Index

138 SPONSORED BY: Councillors Langsford, Nytes, Talley

DIGEST: approves an increase of \$581,000 and a transfer of \$185,000 in the 2003 Budget of the Department of Metropolitan Development (Federal Grants Fund) to support the Amber Woods Cooperative rehabilitation project, to offer down-payment assistance to new homebuyers in Fall Creek Place, and to remove debris from the Fall Creek Place project area, financed by a transfer and federal grants

REFERRED TO: Metropolitan Development Committee

Proposal No. 558, 2003

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 730

ADOPTED 10/27/2003

139 SPONSORED BY: Councillors Dowden, Moriarty Adams, Talley

DIGEST: approves an increase of \$1,500 in the 2003 Budget of the Department of Public Safety, Fire Division (Non-Lapsing Federal Grants Fund) to continue a car seat Permanent Fitting Station project at IFD Station #30, financed by a federal grant

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 560, 2003

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 731

ADOPTED 10/27/2003

140 SPONSORED BY: Councillors Dowden, Moriarty Adams, Talley

DIGEST: approves an increase of \$596,100 in the 2003 Budget of the Department of Public Safety, Police Division (Non-Lapsing Federal Grants Fund) for technology upgrades, financed by a federal grant

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 559, 2003

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 733

ADOPTED 10/27/2003

141 SPONSORED BY: Councillors Dowden, Moriarty Adams, Talley

DIGEST: approves an increase of \$2,799 in the 2003 Budget of the Department of Public Safety, Emergency Management Planning Division (Non-Lapsing Federal Grants Fund) to support the Community Emergency Response Team program, financed by a federal grant

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 561, 2003

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 734

ADOPTED 10/27/2003

142 SPONSORED BY: Councillors Dowden, Moriarty Adams, Talley

DIGEST: approves an increase of \$84,032 in the 2003 Budgets of the County Auditor and the County Sheriff (State and Federal Grants Fund) for Victim Assistance salaries and fringes, funded by a state grant (Indiana Criminal Justice Institute) (The local match of \$21,008 is funded by the existing appropriations in the County Sheriff's budget.)

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 564, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 735

ADOPTED 10/27/2003

143 SPONSORED BY: Councillors Dowden, Moriarty Adams, Talley

DIGEST: approves an increase of \$31,927 in the 2003 Budget of the County Sheriff (State and Federal Grants Fund) for the reimbursement of prior expenses related to housing illegal aliens by the State Criminal Alien Assistance Program, funded by a federal grant

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 565, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 735

ADOPTED 10/27/2003

2003 Fiscal Ordinance Index

144 SPONSORED BY: Councillor Dowden

DIGEST: approves a transfer of \$22,148 and an increase of \$1,030,449 in the 2003 Budgets of the County Auditor and the Marion Superior Court, Juvenile Division (State and Federal Grants Fund) to cover expenses for Block Grants #3 and #4 and to appropriate Juvenile Accountability Block Grant #5 (The local match of \$80,089 is funded by the existing appropriations in the Marion Superior Court, Juvenile Division's budget.)

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 566, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 736

ADOPTED 10/27/2003

145 SPONSORED BY: Councillors Langsford, Nytes

DIGEST: approves an increase of \$490,000 in the 2003 Budget of the Department of Metropolitan Development, Division of Administrative Services (Non-Lapsing State Grants and City Cumulative Capital Improvement Funds) to pay for the environmental assessment of two brownfield properties (1402 Dr. Martin Luther King Jr. Street and 838 N. Delaware) and to perform additional earthwork at the Keystone Enterprise Park project (located at I70 and Keystone Avenue), financed by a state grant and fund balances

REFERRED TO: Metropolitan Development Committee

Proposal No. 569, 2003

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 738

ADOPTED 10/27/2003

146 SPONSORED BY: Councillors Bainbridge, Moriarty Adams, Conley, Coughenour, Langsford

DIGEST: approves the appropriation of proceeds of sale of transportation revenue bonds of the City of Indianapolis in an original aggregate amount not to exceed Twenty Million Dollars

REFERRED TO: Public Works Committee

Proposal No. 574, 2003

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 741

ADOPTED 10/27/2003

147 SPONSORED BY: Councillor Dowden

DIGEST: approves a transfer of \$1,100,000 in the 2003 Budget of the Marion Superior Court (County General Fund) to fund rent-related expenses for probation satellites

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 532, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 744

ADOPTED 10/27/2003

148 SPONSORED BY: Councillors Dowden, Moriarty Adams, Talley

DIGEST: approves a transfer of \$6,736 in the 2003 Budget of the Department of Public Safety, Animal Care and Control Division (Consolidated County Fund) to purchase additional animal supplies and equipment

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 562, 2003

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 744

ADOPTED 10/27/2003

149 SPONSORED BY: Councillor Frick

DIGEST: approves a transfer of \$35,345 in the 2003 Budget of the County Treasurer (County General Fund) to cover the postage expense for the mailing of tax bills

REFERRED TO: Administration and Finance Committee

Proposal No. 568, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 747

ADOPTED 10/27/2003

150 SPONSORED BY: Councillor Borst

DIGEST: approves a transfer of \$52,900 in the 2003 Budget of the City-County Council (Consolidated County Fund) to upgrade council office computer data base and ordinance tracking system

REFERRED TO: Administration and Finance Committee

Proposal No. 571, 2003

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 747

ADOPTED 10/27/2003

2003 Fiscal Ordinance Index

151 SPONSORED BY: Councillors Dowden, Moriarty Adams, Talley

DIGEST: approves a transfer of \$422,511 and an increase of \$612,444 in the 2003 Budget of the County Sheriff (County General Fund) to cover shortage of money in 2003 for gasoline and to appropriate funds for an additional 20 Correction Officers, financed by a transfer and fund balances

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 563, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 803

ADOPTED 11/17/2003

152 SPONSORED BY: Councillor McWhirter

DIGEST: approves an increase of \$200,000 in the 2003 Budgets of the County Auditor and the County Prosecutor (State and Federal Grants Fund) to fund (1) a salary for a supervisor and a partial salary for an administrator for community outreach projects, and (2) computer upgrades and training for the Community Prosecution Division, funded by a federal grant (Community Prosecution Leadership Award by the U.S. Department of Justice)

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 623, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 804

ADOPTED 11/17/2003

153 SPONSORED BY: Councillor McWhirter

DIGEST: approves an increase of \$195,577 in the 2003 Budget of the County Prosecutor (State and Federal Grants Fund) to provide funding for Centers of Hope in all Marion County hospitals which provide comprehensive care to victims of sexual assault, funded by a state grant (Indiana Criminal Justice Institute)

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 624, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 805

ADOPTED 11/17/2003

154 SPONSORED BY: Councillor McWhirter

DIGEST: approves an increase of \$56,000 in the 2003 Budgets of the County Auditor and the County Prosecutor (State and Federal Grants Fund) to fund (1) a Conflict Resolution Coordinator and to pay rent, training, and supplies at Community Court; (2) Nuisance Abatement Paralegals; and (3) a portion of the Tidemark database, funded by grants through the U.S. Department of Justice

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 625, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 806

ADOPTED 11/17/2003

155 SPONSORED BY: Councillor McWhirter

DIGEST: approves an increase of \$270,205 in the 2003 Budgets of the County Auditor and the County Prosecutor (State and Federal Grants Fund) to provide funding for eight victim advocate positions for various divisions in the County Prosecutor's Office, funded by a state grant (Victims of Crime Act Victim Assistance Grant) (The local match of \$67,552 is funded by the existing appropriations in the Prosecutor's Office budget.)

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 626, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 807

ADOPTED 11/17/2003

156 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$684,364 in the 2003 Budgets of the County Auditor and the Marion County Justice Agency (State and Federal Grants Fund) to provide salaries, fringes, supplies, equipment, travel, and contractual services for a Project Safe Neighborhood project, funded by a federal grant (Project Safe Neighborhoods Grant)

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 627, 2003

APPROVED BY MAYOR: 11/26/2003

JOURNAL PAGE: 807

ADOPTED 11/17/2003

2003 Fiscal Ordinance Index

157 SPONSORED BY: Councillors Dowden, Moriarty Adams, Talley

DIGEST: approves an increase of \$46,840 in the 2003 Budget of the Department of Public Safety, Emergency Management and Planning Division (Consolidated County Fund) to fund vehicle lease and outfitting costs, to move six tornado warning sirens to new locations, and to cover fleet charges for the remainder of the year, financed by a grant from the American Red Cross and fund balances

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 630, 2003

APPROVED BY MAYOR: 11/26/2003

JOURNAL PAGE: 809

ADOPTED 11/17/2003

158 SPONSORED BY: Councillor McWhirter

DIGEST: approves an increase of \$1,000,000 in the 2003 Budget of the County Auditor (County General Fund) to fund the increase in the cost of health insurance due to increased enrollment and higher policy rates, financed by fund balances

REFERRED TO: Administration and Finance Committee

Proposal No. 612, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 811

ADOPTED 11/17/2003

159 SPONSORED BY: Councillor McWhirter

DIGEST: approves an increase of \$3,715,233 in the 2003 Budget of the County Auditor (Property Reassessment Fund) to restore the Property Reassessment Fund Budget that was reduced by the Department of Local Government Finance (DLGF), financed by fund balances

REFERRED TO: Administration and Finance Committee

Proposal No. 613, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 812

ADOPTED 11/17/2003

160 SPONSORED BY: Councillor Cockrum

DIGEST: approves an increase of \$183,000 in the 2003 Budget of the Information Services Agency (Internal Services Fund) to cover expenditures for Light Detection and Ranging (laser aerial photography) and Ortho Projects for the IMAGIS Consortium, financed by fund balances

REFERRED TO: Administration and Finance Committee

Proposal No. 614, 2003

APPROVED BY MAYOR: 11/26/2003

JOURNAL PAGE: 813

ADOPTED 11/17/2003

161 SPONSORED BY: Councillor Borst

DIGEST: amends City-County Fiscal Ordinance Nos. 113, 114, and 115, 2003, to correct errors in the 2004 budgets of the County Sheriff, County Auditor, and Marion Superior Court

REFERRED TO: Administration and Finance Committee

Proposal No. 656, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 814

ADOPTED 11/17/2003

162 SPONSORED BY: Councillors Sanders, Tilford

DIGEST: approves an increase of \$70,000 in the 2003 Budget of the Department of Administration, Fleet Services Division (Non-Lapsing Federal Grants Fund) to install a 10,000 gallon above ground fuel tank, with canopy, to dispense ethanol (E85) fuel, financed by a federal grant (Great Lakes Regional Biomass Energy Program)

REFERRED TO: Administration and Finance Committee

Proposal No. 616, 2003

APPROVED BY MAYOR: 11/26/2003

JOURNAL PAGE: 816

ADOPTED 11/17/2003

2003 Fiscal Ordinance Index

163 SPONSORED BY: Councillor Langsford

DIGEST: approves an increase of \$26,000 in the 2003 Budget of the County Surveyor (Corner Perpetuation Fund) to pay IMAGIS fees, financed by fund balances

REFERRED TO: Metropolitan Development Committee

Proposal No. 619, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 817

ADOPTED 11/17/2003

164 SPONSORED BY: Councillors Talley, Tilford

DIGEST: approves a transfer of \$199,750 in the 2003 Budget of the Department of Administration, Fleet Services Division (Consolidated County Fund) to cover an expected shortfall in funds for vehicle maintenance repairs

REFERRED TO: Administration and Finance Committee

Proposal No. 615, 2003

APPROVED BY MAYOR: 11/26/2003

JOURNAL PAGE: 820

ADOPTED 11/17/2003

165 SPONSORED BY: Councillors Dowden, Moriarty Adams, Talley

DIGEST: approves a transfer of \$46,863 in the 2003 Budget of the County Sheriff (State and Federal Grants Fund) to pay unexpected expenses covered by law enforcement block grant

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 622, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 834

ADOPTED 11/17/2003

166 SPONSORED BY: Councillor Bradford

DIGEST: approves an increase of \$39,967 in the 2003 Budgets of the County Auditor and Cooperative Extension Agency (County Grants Fund) for funding the salary for one year for a Commercial Horticulture Program Assistant, funded by a county grant (Indiana Professional Lawn and Landscape Association)

REFERRED TO: Community Affairs Committee

Proposal No. 618, 2003

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 859

ADOPTED 12/08/2003

167 SPONSORED BY: Councillors Bainbridge, Conley, McWhirter, Moriarty Adams

DIGEST: approves an increase of \$220,000 in the 2003 Budget of the Department of Public Works, Operations Division (Transportation General Fund) to restore 2003 budgeted dollars expended for overtime as a result of emergency response to floods in July and September and to purchase a sandbag filling machine, financed by fund balances

REFERRED TO: Public Works Committee

Proposal No. 631, 2003

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 860

ADOPTED 12/08/2003

168 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$179,000 in the 2003 Budget of the Marion County Justice Agency (State and Federal Grants Fund) to appropriate funds to facilitate a strategic planning committee for public safety, funded by a state grant (Indiana Criminal Justice Institute) (The local match of \$75,509 is funded by the existing appropriations in the 2003 budgets of the Marion County Justice Agency and Marion Superior Court.)

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 632, 2003

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 862

ADOPTED 12/08/2003

2003 Fiscal Ordinance Index

169 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$24,162 in the 2003 Budget of the Marion Superior Court (State and Federal Grants Fund) to appropriate a supervised visitation program with Kid's Voice, funded by a state grant (Indiana Criminal Justice Institute)

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 671, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 863

ADOPTED 12/08/2003

170 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$749,927 in the 2003 Budgets of Community Corrections and the County Auditor (Home Detention User Fee Fund) to fund personnel, home detention equipment, and supplies for the second six months of fiscal year 2003-2004, financed by fund balances

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 672, 2003

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 864

ADOPTED 12/08/2003

171 SPONSORED BY: Councillor Dowden

DIGEST: approves an increase of \$21,550 in the 2003 budget of Community Corrections (Home Detention User Fee Fund) to provide additional funds for supplies due to growth in programming, financed by fund balances

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 673, 2003

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 865

ADOPTED 12/08/2003

172 SPONSORED BY: Councillors McWhirter, Nytes

DIGEST: approves temporary tax anticipation borrowing for the City for the Consolidated City Police Force Account, the Police Pension Fund, the Consolidated City Fire Force Account, the Firemen's Pension Fund and the Park General Fund during the period from January 1, 2004 through December 31, 2004

REFERRED TO: Administration and Finance Committee

Proposal No. 659, 2003

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 866

ADOPTED 12/08/2003

173 SPONSORED BY: Councillors McWhirter, Nytes

DIGEST: approves temporary tax anticipation borrowing for the County for the County General Fund and the County Family and Children's Fund during the period from January 1, 2004 through December 31, 2004

REFERRED TO: Administration and Finance Committee

Proposal No. 660, 2003

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 870

ADOPTED 12/08/2003

174 SPONSORED BY: Councillors Cockrum, Douglas

DIGEST: approves an increase of \$47,500 in the 2003 Budget of the Department of Parks and Recreation (Park General Fund) to pay for overtime costs incurred cleaning up after unexpected floods and windstorms this year, financed by fund balances

REFERRED TO: Parks and Recreation Committee

Proposal No. 665, 2003

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 874

ADOPTED 12/08/2003

175 SPONSORED BY: Councillor Bradford

DIGEST: approves a transfer of \$7,529 in the 2003 Budgets of the County Auditor and the Cooperative Extension Service (County Grants Fund) to provide for a salary shortfall and an increase in fringe benefit allowance

REFERRED TO: Community Affairs Committee

Proposal No. 617, 2003

APPROVED BY MAYOR: / /

JOURNAL PAGE: 878

ADOPTED 12/08/2003

2003 Fiscal Ordinance Index

176 SPONSORED BY: Councillor Dowden

DIGEST: approves a transfer of \$18,000 in the 2003 Budget of the Marion County Justice Agency (State and Federal Grants Fund) to correct an error in the original grant award (Project Safe Neighborhoods grant)

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 668, 2003

APPROVED BY MAYOR: / /

JOURNAL PAGE: 886

ADOPTED 12/08/2003

177 SPONSORED BY: Councillor Dowden

DIGEST: approves a transfer of \$18,900 in the 2003 Budget of the Marion County Justice Agency (State and Federal Grant Fund) to correct an error in the original grant award (Evaluation of the Marion County's Cite and Release and Emergency Jail Release Policies Grant)

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 669, 2003

APPROVED BY MAYOR: / /

JOURNAL PAGE: 887

ADOPTED 12/08/2003

178 SPONSORED BY: Councillor Dowden

DIGEST: approves a transfer of \$42,205 in the 2002 Budget of the Marion Superior Court, Juvenile Division, (State and Federal Grants Fund) to cover capital expenses (Juvenile Accountability Incentive Block Grant #4)

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 670, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 887

ADOPTED 12/08/2003

2003 Special Ordinance Index

1 SPONSORED BY: Councillor Massie

DIGEST: authorizes the issuance and sale of notes of Marion County, Indiana for the purpose of making a loan to provide funds to acquire a new voting system for Marion County and to pay the expenses in connection with or on account of the issuance of such notes

REFERRED TO: Rules and Public Policy Committee

Proposal No. 64, 2003

APPROVED BY MAYOR: 03/07/2003

JOURNAL PAGE: 83

ADOPTED 02/24/2003

2 SPONSORED BY: Councillor Langsford

DIGEST: a final resolution for Canal Square Associates, L.L.P. in an amount not to exceed \$11,905,000 which consists of refinancing the acquisition, construction and equipping of an existing 275-unit multifamily residential facility located on approximately 3.1 acres of land located at 402 West New York Street (District 16)

REFERRED TO: Metropolitan Development Committee

Proposal No. 185, 2003

APPROVED BY MAYOR: 04/25/2003

JOURNAL PAGE: 141

ADOPTED 04/14/2003

3 SPONSORED BY: Councillor Nytes

DIGEST: approves the issuance of refunding bonds in an amount not to exceed Five Million Dollars to refund outstanding general obligation bonds issued originally in 1987, for debt service savings due to decrease in interest costs

REFERRED TO: Public Works Committee

Proposal No. 206, 2003

APPROVED BY MAYOR: 05/09/2003

JOURNAL PAGE: 201

ADOPTED 04/28/2003

4 SPONSORED BY: Councillor Langsford

DIGEST: a final resolution for Orchard Park Apartments in an amount not to exceed \$1,600,000 which consists of the acquisition and rehabilitation of the existing 94-unit, apartment complex on an approximately 6.784 acre parcel of real estate located at 3201 North Baltimore (District 11)

REFERRED TO: Metropolitan Development Committee

Proposal No. 282, 2003

APPROVED BY MAYOR: 06/13/2003

JOURNAL PAGE: 272

ADOPTED 06/02/2003

5 SPONSORED BY: Councillor Dowden

DIGEST: funds MECA operations in 2004 with County Option Income Tax revenue in the amount of \$2,750,000

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 293, 2003

APPROVED BY MAYOR: 07/03/2003

JOURNAL PAGE: 322

ADOPTED 06/23/2003

6 SPONSORED BY: Councillors Bainbridge, Moriarty Adams, Conley Coughenour, Langsford

DIGEST: approves the issuance of proceeds of sale of transportation revenue bonds of the City of Indianapolis in an original aggregate amount not to exceed Twenty Million Dollars

REFERRED TO: Public Works Committee

Proposal No. 573, 2003

APPROVED BY MAYOR: 11/06/1993

JOURNAL PAGE: 740

ADOPTED 10/27/2003

2003 General Resolution Index

1 SPONSORED BY: Councillors Brents, Nytes

DIGEST: requests a parking meter blackout on May 23, 2003, to encourage veterans and citizens to observe the 500 Festival Memorial Service on Monument Circle

REFERRED TO: Public Works Committee

Proposal No. 162, 2003

APPROVED BY MAYOR: 04/25/2003

JOURNAL PAGE: 167

ADOPTED 04/14/2003

2 SPONSORED BY: Councillor Nytes

DIGEST: approves the issuance of special taxing district bonds of the Park District of the City of Indianapolis, Indiana, to be designated as "City of Indianapolis, Indiana, Park District Refunding Bonds of 2003, Series A," in an aggregate principal amount not to exceed Ten Million Dollars

REFERRED TO: Parks and Recreation Committee

Proposal No. 205, 2003

APPROVED BY MAYOR: 05/09/2003

JOURNAL PAGE: 198

ADOPTED 04/28/2003

3 SPONSORED BY: Councillor Nytes

DIGEST: approves the appropriation of refunding bond proceeds in an amount not to exceed Five Million Dollars, issued to refund outstanding general obligation bonds issued originally in 1987, for debt service savings due to decrease in interest costs

REFERRED TO: Public Works Committee

Proposal No. 207, 2003

APPROVED BY MAYOR: 05/09/2003

JOURNAL PAGE: 209

ADOPTED 04/28/2003

4 SPONSORED BY: Councillor Nytes

DIGEST: approves the issuance of special taxing district bonds of the Metropolitan Thoroughfare District of the City of Indianapolis, Indiana, to be designated as "City of Indianapolis, Indiana, Metropolitan Thoroughfare District Refunding Bonds of 2003, Series A," in an aggregate principal amount not to exceed Thirty Million Dollars

REFERRED TO: Public Works Committee

Proposal No. 208, 2003

APPROVED BY MAYOR: 05/09/2003

JOURNAL PAGE: 210

ADOPTED 04/28/2003

5 SPONSORED BY: Councillor Nytes

DIGEST: approves the issuance of special taxing district bonds of the Metropolitan Thoroughfare District of the City of Indianapolis, Indiana, to be designated as "City of Indianapolis, Indiana, Metropolitan Thoroughfare District Bonds of 2003, Series A," in an original aggregate amount not to exceed Six Million Dollars

REFERRED TO: Public Works Committee

Proposal No. 209, 2003

APPROVED BY MAYOR: 05/09/2003

JOURNAL PAGE: 212

ADOPTED 04/28/2003

6 SPONSORED BY: Councillor Nytes

DIGEST: approve the issuance of special taxing district bonds of the Sanitary District of the City of Indianapolis, Indiana, to be designated as "City of Indianapolis, Indiana, Sanitary District Refunding Bonds of 2003, Series A," in an aggregate principal amount not to exceed Twenty Million Dollars

REFERRED TO: Public Works Committee

Proposal No. 210, 2003

APPROVED BY MAYOR: 05/09/2003

JOURNAL PAGE: 212

ADOPTED 04/28/2003

2003 General Resolution Index

7 SPONSORED BY: Councillor Nytes

DIGEST: approves the issuance of special taxing district bonds of the Flood Control District of the City of Indianapolis, Indiana, to be designated as "City of Indianapolis, Indiana, Flood Control District Bonds of 2003, Series A," in an original aggregate principal amount not to exceed Twenty Million Dollars

REFERRED TO: Public Works Committee

Proposal No. 211, 2003

APPROVED BY MAYOR: 05/09/2003

JOURNAL PAGE: 213

ADOPTED 04/28/2003

8 SPONSORED BY: Councillor Cockrum

DIGEST: approves certain public purpose grants totaling \$1,625,000 for the support of the arts

REFERRED TO: Parks and Recreation Committee

Proposal No. 244, 2003

APPROVED BY MAYOR: 05/23/2003

JOURNAL PAGE: 254

ADOPTED 05/12/2003

9 SPONSORED BY: Councillors Bainbridge, Moriarty Adams

DIGEST: authorizes proceedings to acquire real estate that is necessary for Pogues Run Channel Improvements for Flood Protection to the Cottage Home Area

REFERRED TO: Public Works Committee

Proposal No. 305, 2003

APPROVED BY MAYOR: 07/03/2003

JOURNAL PAGE: 324

ADOPTED 06/23/2003

10 SPONSORED BY: All Councillors

DIGEST: voting in favor of a proposal to increase the County Homestead Credit

REFERRED TO: Committee of the Whole

Proposal No. 379, 2003

APPROVED BY MAYOR: 06/30/2003

JOURNAL PAGE: 334

ADOPTED 06/30/2003

11 SPONSORED BY: Councillor Soards

DIGEST: reviews, modifies, and approves the operating and maintenance budget and tax levies of the Indianapolis Airport Authority District

REFERRED TO: Municipal Corporations Committee

Proposal No. 479, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 494

ADOPTED 09/15/2003

12 SPONSORED BY: Councillor Soards

DIGEST: reviews, modifies, and approves the operating and maintenance budget and tax levies of the Capital Improvement Board of Managers of Marion County

REFERRED TO: Municipal Corporations Committee

Proposal No. 480, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 497

ADOPTED 09/15/2003

13 SPONSORED BY: Councillor Soards

DIGEST: reviews, modifies, and approves the operating and maintenance budget and tax levies of the Health and Hospital Corporation of Marion County

REFERRED TO: Municipal Corporations Committee

Proposal No. 481, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 501

ADOPTED 09/15/2003

2003 General Resolution Index

14 SPONSORED BY: Councillor Soards

DIGEST: reviews, modifies, and approves the operating and maintenance budget and tax levies of the Indianapolis-Marion County Public Library Board

REFERRED TO: Municipal Corporations Committee

Proposal No. 482, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 507

ADOPTED 09/15/2003

15 SPONSORED BY: Councillor Soards

DIGEST: reviews, modifies, and approves the operating and maintenance budget and tax levies of the Indianapolis Public Transportation Corporation

REFERRED TO: Municipal Corporations Committee

Proposal No. 483, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 510

ADOPTED 09/15/2003

16 SPONSORED BY: Councillors Bainbridge, Moriarty Adams

DIGEST: acquires easements on real estate currently owned by Coble Metropolitan Business Center, Inc., which will help reduce or eliminate combined sewer overflows in the lower reaches of Pogues Run

REFERRED TO: Public Works Committee

Proposal No. 493, 2003

APPROVED BY MAYOR: 09/28/2003

JOURNAL PAGE: 659

ADOPTED 09/16/2003

2003 Special Resolution Index

1 SPONSORED BY: Councillor McWhirter

DIGEST: recognizes the Wayne Township Fire Department for its rescue of a young person who fell through the ice at a housing development pond

REFERRED TO: Committee of the Whole

Proposal No. 19, 2003

APPROVED BY MAYOR: 01/24/2003

JOURNAL PAGE: 4

ADOPTED 01/13/2003

2 SPONSORED BY: Councillor Horseman

DIGEST: recognizes Clarian Health's Women's Heart Advantage Program

REFERRED TO: Committee of the Whole

Proposal No. 93, 2003

APPROVED BY MAYOR: 02/14/2003

JOURNAL PAGE: 16

ADOPTED 02/03/2003

3 SPONSORED BY: Councillors Nytes, Langsford, Horseman

DIGEST: recognizes the 42nd Anniversary of the Peace Corps

REFERRED TO: Committee of the Whole

Proposal No. 135, 2003

APPROVED BY MAYOR: 03/07/2003

JOURNAL PAGE: 64

ADOPTED 02/24/2003

4 SPONSORED BY: Councillor Coughenour

DIGEST: congratulates Councillor Bob Cockrum for being inducted into the Purdue University ROTC Hall of Fame

REFERRED TO: Committee of the Whole

Proposal No. 136, 2003

APPROVED BY MAYOR: 03/07/2003

JOURNAL PAGE: 65

ADOPTED 02/24/2003

5 SPONSORED BY: Councillor Tilford

DIGEST: commends the Department of Public Works employees and others who all helped remove snow this winter

REFERRED TO: Committee of the Whole

Proposal No. 165, 2003

APPROVED BY MAYOR: 03/28/2003

JOURNAL PAGE: 98

ADOPTED 03/17/2003

6 SPONSORED BY: Councillor Borst

DIGEST: congratulates Youth as Resources of Central Indiana upon its 15th Anniversary

REFERRED TO: Committee of the Whole

Proposal No. 166, 2003

APPROVED BY MAYOR: 03/28/2003

JOURNAL PAGE: 98

ADOPTED 03/17/2003

7 SPONSORED BY: Councillors Nytes, Soards, Boyd, Black

DIGEST: recognizes the 130th Anniversary of the Indianapolis-Marion County Public Library

REFERRED TO: Committee of the Whole

Proposal No. 167, 2003

APPROVED BY MAYOR: 03/28/2003

JOURNAL PAGE: 99

ADOPTED 03/17/2003

8 SPONSORED BY: Councillor Conley

DIGEST: recognizes the April 6, 2003, Inaugural Race for all Races-Indianapolis Diversity Run

REFERRED TO: Committee of the Whole

Proposal No. 168, 2003

APPROVED BY MAYOR: 03/28/2003

JOURNAL PAGE: 100

ADOPTED 03/17/2003

2003 Special Resolution Index

9 SPONSORED BY: Councillor Boyd

DIGEST: recognizes the dedicated public service of Alfred (Al) Polin for serving two terms on the Citizens Police Complaint Board

REFERRED TO: Committee of the Whole

Proposal No. 214, 2003

APPROVED BY MAYOR: 04/25/2003

JOURNAL PAGE: 129

ADOPTED 04/14/2003

10 SPONSORED BY: Councillor Boyd

DIGEST: recognizes the dedicated public service of Bruce Laetsch for serving two terms on the Citizens Police Complaint Board

REFERRED TO: Committee of the Whole

Proposal No. 215, 2003

APPROVED BY MAYOR: 04/25/2003

JOURNAL PAGE: 129

ADOPTED 04/14/2003

11 SPONSORED BY: Councillor Boyd

DIGEST: recognizes the dedicated public service of Waldine Anderson for serving two terms on the Citizens Police Complaint Board

REFERRED TO: Committee of the Whole

Proposal No. 216, 2003

APPROVED BY MAYOR: 04/25/2003

JOURNAL PAGE: 130

ADOPTED 04/14/2003

12 SPONSORED BY: Councillors Horseman, Sanders, Conley, Gibson

DIGEST: recognizes Kim Boyd and the Helping Others Prosper Economically (H.O.P.E.) Team

REFERRED TO: Committee of the Whole

Proposal No. 217, 2003

APPROVED BY MAYOR: 04/25/2003

JOURNAL PAGE: 130

ADOPTED 04/14/2003

13 SPONSORED BY: Councillor Cockrum

DIGEST: recognizes Indianapolis Power & Light Company's "National Emergency Response Award for 2002"

REFERRED TO: Committee of the Whole

Proposal No. 219, 2003

APPROVED BY MAYOR: 04/25/2003

JOURNAL PAGE: 133

ADOPTED 04/14/2003

14 SPONSORED BY: Councillors Cockrum, Nytes

DIGEST: recognizes the Indianapolis Mapping and Geographic Infrastructure System (IMAGIS) for winning three awards at the State GIS Conference

REFERRED TO: Committee of the Whole

Proposal No. 220, 2003

APPROVED BY MAYOR: 04/25/2003

JOURNAL PAGE: 134

ADOPTED 04/14/2003

15 SPONSORED BY: Councillor Short

DIGEST: congratulates the IUPUI Jaguars for their first trip to the NCAA Basketball Tournament

REFERRED TO: Committee of the Whole

Proposal No. 184, 2003

APPROVED BY MAYOR: 04/25/2003

JOURNAL PAGE: 128

ADOPTED 04/14/2003

16 SPONSORED BY: Councillors Moriarty Adams, Talley

DIGEST: seeks the adoption of a special resolution approving amendments to the Marion County Sheriff's Department Personnel Retirement Plan

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 151, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 164

ADOPTED 04/14/2003

2003 Special Resolution Index

17 SPONSORED BY: Councillors Moriarty Adams, Talley

DIGEST: seeks the adoption of a special resolution approving a restatement of the Marion County Sheriff's Department Personnel Retirement Plan

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 152, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 165

ADOPTED 04/14/2003

18 SPONSORED BY: Councillors Borst, Boyd

DIGEST: remembers the life of Sam Jones

REFERRED TO: Committee of the Whole

Proposal No. 246, 2003

APPROVED BY MAYOR: 05/23/2003

JOURNAL PAGE: 230

ADOPTED 05/12/2003

19 SPONSORED BY: Councillors Tilford, Langsford

DIGEST: recognizes the April 12, 2003 Warren Pride Community Cleanup Day

REFERRED TO: Committee of the Whole

Proposal No. 247, 2003

APPROVED BY MAYOR: 05/09/2003

JOURNAL PAGE: 179

ADOPTED 04/28/2003

20 SPONSORED BY: Councillor Bradford

DIGEST: recognizes the Class 3A State Basketball Champion Bishop Chatard Trojans

REFERRED TO: Committee of the Whole

Proposal No. 248, 2003

APPROVED BY MAYOR: 05/09/2003

JOURNAL PAGE: 180

ADOPTED 04/28/2003

21 SPONSORED BY: Councillor Coughenour

DIGEST: recognizes the Beech Grove High School's first girls Class 3A state championship title

REFERRED TO: Committee of the Whole

Proposal No. 249, 2003

APPROVED BY MAYOR: 05/09/2003

JOURNAL PAGE: 181

ADOPTED 04/28/2003

22 SPONSORED BY: Councillors Sanders, Conley, Gibson, Horseman

DIGEST: recognizes Workers Memorial Day being celebrated today, April 28, 2003

REFERRED TO: Committee of the Whole

Proposal No. 250, 2003

APPROVED BY MAYOR: 05/09/2003

JOURNAL PAGE: 182

ADOPTED 04/28/2003

23 SPONSORED BY: Councillor Bradford

DIGEST: recognizes the Bishop Chatard High School state football champions

REFERRED TO: Committee of the Whole

Proposal No. 620, 2002

APPROVED BY MAYOR: 05/09/2003

JOURNAL PAGE: 180

ADOPTED 04/28/2003

24 SPONSORED BY: Councillor Langsford

DIGEST: an inducement resolution for Phoenix Apartments (to be renamed "Avondale Village") in an amount not to exceed \$12,000,000 which consists of the acquisition and rehabilitation of an existing 328-unit apartment complex on an approximately 10.31 acre parcel of land located at 4004 Meadows Drive (District 11)

REFERRED TO: Metropolitan Development Committee

Proposal No. 231, 2003

APPROVED BY MAYOR: 05/09/2003

JOURNAL PAGE: 187

ADOPTED 04/28/2003

2003 Special Resolution Index

25 SPONSORED BY: Councillor Dowden

DIGEST: determines the need to lease office space at 2525 North Shadeland Avenue for the Northeast Community Office of the Marion Superior Court Probation Department, Adult Services Division

REFERRED TO: Administration and Finance Committee

Proposal No. 186, 2003

APPROVED BY MAYOR: 05/02/2003

JOURNAL PAGE: 216

ADOPTED 04/28/2003

26 SPONSORED BY: Councillor Horseman

DIGEST: recognizes the third anniversary of the newspaper "La Voz de Indiana"

REFERRED TO: Committee of the Whole

Proposal No. 273, 2003

APPROVED BY MAYOR: 05/23/2003

JOURNAL PAGE: 231

ADOPTED 05/12/2003

27 SPONSORED BY: Councillor Langsford

DIGEST: recognizes Thomas Hanify for his work with Indianapolis Metropolitan Professional Firefighters Local 416, and wishes him well as President of the Professional Fire Fighters Union of Indiana

REFERRED TO: Committee of the Whole

Proposal No. 275, 2003

APPROVED BY MAYOR: 05/23/2003

JOURNAL PAGE: 233

ADOPTED 05/12/2003

28 SPONSORED BY: Councillor Langsford

DIGEST: an inducement resolution for Arbors at Arlington Apartments Project in an amount not to exceed \$12,000,000 which consists of the construction of a 176-unit multifamily residential facility on approximately 22 acres of land located at Southeastern Avenue immediately west of I-465 (District 13)

REFERRED TO: Metropolitan Development Committee

Proposal No. 232, 2003

APPROVED BY MAYOR: 05/23/2003

JOURNAL PAGE: 248

ADOPTED 05/12/2003

29 SPONSORED BY: Councillor Boyd

DIGEST: commends Coleman Middle School for success in regaining accreditation

REFERRED TO: Committee of the Whole

Proposal No. 309, 2003

APPROVED BY MAYOR: 06/13/2003

JOURNAL PAGE: 261

ADOPTED 06/02/2003

30 SPONSORED BY: Councillor Boyd

DIGEST: commends Coleman Middle School custodial/maintenance staff for success in regaining accreditation

REFERRED TO: Committee of the Whole

Proposal No. 310, 2003

APPROVED BY MAYOR: 06/13/2003

JOURNAL PAGE: 262

ADOPTED 06/02/2003

31 SPONSORED BY: Councillor Langsford

DIGEST: recognizes the Town of Cumberland, Indiana, and its recently retired Town Manager, David Mikkelsen

REFERRED TO: Committee of the Whole

Proposal No. 311, 2003

APPROVED BY MAYOR: 06/13/2003

JOURNAL PAGE: 263

ADOPTED 06/02/2003

32 SPONSORED BY: Councillor Coughenour

DIGEST: recognizes the public service of William H. Hendley, an early advocate for a Victims of Crime Memorial and state Constitutional amendment

REFERRED TO: Committee of the Whole

Proposal No. 312, 2003

APPROVED BY MAYOR: 06/13/2003

JOURNAL PAGE: 264

ADOPTED 06/02/2003

2003 Special Resolution Index

33 SPONSORED BY: Councillors Short, Boyd		
DIGEST: honors Rebuilding Together Indianapolis' annual Community Work Day		
REFERRED TO: Committee of the Whole		Proposal No. 313, 2003
APPROVED BY MAYOR: 06/13/2003	JOURNAL PAGE: 265	ADOPTED 06/02/2003
<hr/>		
34 SPONSORED BY: Councillors Moriarty Adams, Black, Boyd, Brents, Conley, Douglas, Gibson, Gray, Horseman, Knox, Nytes, Sanders, Short, Talley		
DIGEST: recognizes former Indianapolis Mayor John J. Barton upon his 97th Birthday		
REFERRED TO: Committee of the Whole		Proposal No. 350, 2003
APPROVED BY MAYOR: 07/03/2003	JOURNAL PAGE: 290	ADOPTED 06/23/2003
<hr/>		
35 SPONSORED BY: Councillor Talley		
DIGEST: recognizes the commitment and community service of Vera Thompson		
REFERRED TO: Committee of the Whole		Proposal No. 351, 2003
APPROVED BY MAYOR: 07/03/2003	JOURNAL PAGE: 290	ADOPTED 06/23/2003
<hr/>		
36 SPONSORED BY: Councillor Nytes		
DIGEST: recognizes Anna S. White upon her retirement as Executive Director of Young Audiences of Indiana, Inc.		
REFERRED TO: Committee of the Whole		Proposal No. 352, 2003
APPROVED BY MAYOR: 07/03/2003	JOURNAL PAGE: 291	ADOPTED 06/23/2003
<hr/>		
37 SPONSORED BY: Councillor Cockrum		
DIGEST: congratulates the Indianapolis Department of Parks and Recreation for its Agency Accreditation by the National Recreation and Park Association		
REFERRED TO: Committee of the Whole		Proposal No. 354, 2003
APPROVED BY MAYOR: 07/03/2003	JOURNAL PAGE: 294	ADOPTED 06/23/2003
<hr/>		
38 SPONSORED BY: Councillors Horseman, Conley, Gibson, Sanders, Boyd		
DIGEST: recognizes the June 20-29 Indy 2003 African Unity Festival & Cultural Tourism		
REFERRED TO: Committee of the Whole		Proposal No. 355, 2003
APPROVED BY MAYOR: 07/03/2003	JOURNAL PAGE: 295	ADOPTED 06/23/2003
<hr/>		
39 SPONSORED BY: Councillor Tilford		
DIGEST: determines the need to sublease approximately 950 square feet of office space at the Southwest Multi-Service Center, 5333 West Washington Street, for use by the Community Corrections' home-detention personnel		
REFERRED TO: Administration and Finance Committee		Proposal No. 283, 2003
APPROVED BY MAYOR: 07/03/2003	JOURNAL PAGE: 319	ADOPTED 06/23/2003
<hr/>		
40 SPONSORED BY: Councillor Massie		
DIGEST: recognizes Eagle Scout Luke Samuel Williams		
REFERRED TO: Committee of the Whole		Proposal No. 425, 2003
APPROVED BY MAYOR: 08/01/2003	JOURNAL PAGE: 341	ADOPTED 07/21/2003
<hr/>		

2003 Special Resolution Index

41 SPONSORED BY: Councillor McWhirter

DIGEST: congratulates the Wayne Township Fire Department Extrication Team

REFERRED TO: Committee of the Whole

Proposal No. 426, 2003

APPROVED BY MAYOR: 08/01/2003

JOURNAL PAGE: 342

ADOPTED 07/21/2003

42 SPONSORED BY: Councillor Horseman

DIGEST: recognizes the Peruvian Association of Indiana

REFERRED TO: Committee of the Whole

Proposal No. 427, 2003

APPROVED BY MAYOR: 08/01/2003

JOURNAL PAGE: 342

ADOPTED 07/21/2003

43 SPONSORED BY: Councillor Dowden

DIGEST: recognizes BAA Indianapolis LLC for their perfect FAA Inspection

REFERRED TO: Committee of the Whole

Proposal No. 428, 2003

APPROVED BY MAYOR: 08/01/2003

JOURNAL PAGE: 343

ADOPTED 07/21/2003

44 SPONSORED BY: Councillors Boyd, Conley, Gibson, Horseman, Sanders

DIGEST: urges a Special Session of the Indiana General Assembly

REFERRED TO: Committee of the Whole

Proposal No. 431, 2003

APPROVED BY MAYOR: 08/01/2003

JOURNAL PAGE: 346

ADOPTED 07/21/2003

45 SPONSORED BY: Councillors Dowden, Moriarty Adams, Talley

DIGEST: determines the need to lease approximately 1,584 square feet of office space at 4150 North Keystone Avenue for the Indianapolis Police Department

REFERRED TO: Administration and Finance Committee

Proposal No. 324, 2003

APPROVED BY MAYOR: 08/01/2003

JOURNAL PAGE: 368

ADOPTED 07/21/2003

46 SPONSORED BY: Councillors Bainbridge, Moriarty Adams

DIGEST: allows household hazardous waste generated in Johnson County to be collected and disposed of by the City's Tox Drop Program in exchange for a fee paid by Johnson County

REFERRED TO: Public Works Committee

Proposal No. 337, 2003

APPROVED BY MAYOR: 08/01/2003

JOURNAL PAGE: 371

ADOPTED 07/21/2003

47 SPONSORED BY: Councillor Langsford

DIGEST: determines the need to lease approximately 3,500 square feet of office space at 8311 North Perimeter Road for Indiana Task Force One

REFERRED TO: Administration and Finance Committee

Proposal No. 380, 2003

APPROVED BY MAYOR: 08/15/2003

JOURNAL PAGE: 397

ADOPTED 08/04/2003

48 SPONSORED BY: Councillors McWhirter, Nytes

DIGEST: approves a public purpose grant in the amount of \$35,000 to Indiana Reading and Information Services to provide radio reading programs for the blind and print-disabled in Marion County

REFERRED TO: Administration and Finance Committee

Proposal No. 382, 2003

APPROVED BY MAYOR: 08/15/2003

JOURNAL PAGE: 399

ADOPTED 08/04/2003

2003 Special Resolution Index

49	SPONSORED BY: Councillor Horseman		
	DIGEST: proclaims that Indianapolis celebrates its wide cultural diversity		
	REFERRED TO: Committee of the Whole		Proposal No. 478, 2003
	APPROVED BY MAYOR: 08/15/2003	JOURNAL PAGE: 409	ADOPTED 08/04/2003
50	SPONSORED BY: Councillors Gray, Langsford, Short, Frick		
	DIGEST: remembers the life and contributions of Jim Smeehuyzen		
	REFERRED TO: Committee of the Whole		Proposal No. 494, 2003
	APPROVED BY MAYOR: 09/05/2003	JOURNAL PAGE: 417	ADOPTED 08/25/2003
51	SPONSORED BY: Councillor Horseman		
	DIGEST: recognizes the Indianapolis Colts for their game broadcasts in Spanish by Armando Quintero on Radio Latina WEDJ (FM 107.1)		
	REFERRED TO: Committee of the Whole		Proposal No. 509, 2003
	APPROVED BY MAYOR: 09/05/2003	JOURNAL PAGE: 418	ADOPTED 08/25/2003
52	SPONSORED BY: Councillor Talley		
	DIGEST: recognizes Pastor Kenneth E. Sullivan and Nehemiah Christian College		
	REFERRED TO: Committee of the Whole		Proposal No. 540, 2003
	APPROVED BY MAYOR: 09/28/2003	JOURNAL PAGE: 451	ADOPTED 09/15/2003
53	SPONSORED BY: Councillor Horseman		
	DIGEST: recognizes the October 18, 2003, Nigerian National Independence Banquet hosted by the Association of Nigerians in Indianapolis		
	REFERRED TO: Committee of the Whole		Proposal No. 541, 2003
	APPROVED BY MAYOR: 09/28/2003	JOURNAL PAGE: 452	ADOPTED 09/15/2003
54	SPONSORED BY: Councillor Massie		
	DIGEST: authorizes certification of certain matters relating to elections and funding of compliance with the Help America Vote Act of 2002		
	REFERRED TO: Rules and Public Policy Committee		Proposal No. 539, 2003
	APPROVED BY MAYOR: 09/28/2003	JOURNAL PAGE: 453	ADOPTED 09/15/2003
55	SPONSORED BY: Councillor Bradford		
	DIGEST: approves the waiver of penalties on installment payment of certain real estate taxes		
	REFERRED TO: Committee of the Whole		Proposal No. 542, 2003
	APPROVED BY MAYOR: 09/28/2003	JOURNAL PAGE: 455	ADOPTED 09/15/2003
56	SPONSORED BY: Councillor Brents		
	DIGEST: designates 16th Street from Rev. Dr. Martin Luther King Drive, west to Montcalm Street as the Rev. Dr. Wayne Taft Harris, Sr. Memorial Parkway		
	REFERRED TO: Metropolitan Development Committee		Proposal No. 429, 2003
	APPROVED BY MAYOR: 09/28/2003	JOURNAL PAGE: 456	ADOPTED 09/15/2003

2003 Special Resolution Index

57 SPONSORED BY: All Councillors

DIGEST: remembers the life of Governor Frank O'Bannon

REFERRED TO: Committee of the Whole

Proposal No. 557, 2003

APPROVED BY MAYOR: 09/28/2003

JOURNAL PAGE: 456

ADOPTED 09/15/2003

58 SPONSORED BY: Councillors Nytes, Moriarty Adams

DIGEST: determines the need to lease 3,800 feet of office space at 532 Turtle Creek Drive North for the use of the Marion County Sheriffs Department

REFERRED TO: Administration and Finance Committee

Proposal No. 451, 2003

APPROVED BY MAYOR: 09/28/2003

JOURNAL PAGE: 652

ADOPTED 09/16/2003

59 SPONSORED BY: Councillors Nytes, Sanders, Boyd, Bainbridge

DIGEST: congratulates IPS School 27 for earning the U.S. Department of Education's Blue Ribbon Schools Award

REFERRED TO: Committee of the Whole

Proposal No. 588, 2003

APPROVED BY MAYOR: 10/21/2003

JOURNAL PAGE: 664

ADOPTED 10/06/2003

60 SPONSORED BY: Councillor Langsford

DIGEST: recognizes the trailblazing career of Indianapolis Fire Department Chief Nancy Rasmussen

REFERRED TO: Committee of the Whole

Proposal No. 589, 2003

APPROVED BY MAYOR: 10/21/2003

JOURNAL PAGE: 665

ADOPTED 10/06/2003

61 SPONSORED BY: Councillor Tilford

DIGEST: recognizes the Department of Public Works co-ed softball team

REFERRED TO: Committee of the Whole

Proposal No. 590, 2003

APPROVED BY MAYOR: 10/21/2003

JOURNAL PAGE: 666

ADOPTED 10/06/2003

62 SPONSORED BY: Councillors Cockrum, Massie, Dowden

DIGEST: recognizes Garfield Park, and the 100th Anniversary of its unique Pagoda

REFERRED TO: Committee of the Whole

Proposal No. 591, 2003

APPROVED BY MAYOR: 10/21/2003

JOURNAL PAGE: 666

ADOPTED 10/06/2003

63 SPONSORED BY: Councillor Horseman

DIGEST: recognizes the Cottage Home Neighborhood Association's 17th Annual Block Party on October 11

REFERRED TO: Committee of the Whole

Proposal No. 603, 2003

APPROVED BY MAYOR: 10/21/2003

JOURNAL PAGE: 668

ADOPTED 10/06/2003

64 SPONSORED BY: Councillor Boyd

DIGEST: welcomes and honors Real Admiral Barry C. Black of the Chaplain Corps of the United States Navy

REFERRED TO: Committee of the Whole

Proposal No. 604, 2003

APPROVED BY MAYOR: 10/21/2003

JOURNAL PAGE: 667

ADOPTED 10/06/2003

2003 Special Resolution Index

65 SPONSORED BY: Councillors McWhirter, Nytes

DIGEST: approves a public purpose grant in the amount of \$50,000 to Indiana University for the purpose of financing educational access programming on the educational access channels of the franchised cable systems in Marion County

REFERRED TO: Administration and Finance Committee

Proposal No. 512, 2003

APPROVED BY MAYOR: 10/21/2003

JOURNAL PAGE: 701

ADOPTED 10/06/2003

66 SPONSORED BY: Councillors McWhirter, Nytes

DIGEST: approves a public purpose grant to Indiana University in the amount of \$100,000 for the purpose of enabling the Educational Television Cooperative (ETC) to purchase equipment for the expansion of the ETC playback site that provides programming on the educational access channels of the franchised cable systems in Marion County

REFERRED TO: Administration and Finance Committee

Proposal No. 513, 2003

APPROVED BY MAYOR: 10/21/2003

JOURNAL PAGE: 701

ADOPTED 10/06/2003

67 SPONSORED BY: Councillor Dowden

DIGEST: determines the need to lease approximately 17,000 square feet of office space at 3806 S. Madison Avenue for the Southside Community Office of the Marion Superior Court Probation Department, Adult Services Division

REFERRED TO: Administration and Finance Committee

Proposal No. 556, 2003

APPROVED BY MAYOR: 10/21/2003

JOURNAL PAGE: 704

ADOPTED 10/06/2003

68 SPONSORED BY: Councillor Bainbridge

DIGEST: congratulates Margaret Arthur for earning the 2003 Mayor's Community Service Award for her many years of volunteer activities in the community

REFERRED TO: Committee of the Whole

Proposal No. 642, 2003

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 713

ADOPTED 10/27/2003

69 SPONSORED BY: Councillor Bainbridge

DIGEST: congratulates Pat Zarse for earning the 2003 Mayor's Community Service Award for her many years of volunteer activities in the community

REFERRED TO: Committee of the Whole

Proposal No. 643, 2003

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 713

ADOPTED 10/27/2003

70 SPONSORED BY: Councillor Horseman

DIGEST: recognizes the work of the Nationalities Council and its International Festival

REFERRED TO: Committee of the Whole

Proposal No. 644, 2003

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 714

ADOPTED 10/27/2003

71 SPONSORED BY: Councillor Frick

DIGEST: recognizes Theology on Tap, an organization dedicated to promoting traditional values in young adults

REFERRED TO: Committee of the Whole

Proposal No. 645, 2003

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 715

ADOPTED 10/27/2003

2003 Special Resolution Index

72 SPONSORED BY: Councillor Massie

DIGEST: welcomes and honors United States Postmaster General John "Jack" E. Potter

REFERRED TO: Committee of the Whole

Proposal No. 646, 2003

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 716

ADOPTED 10/27/2003

73 SPONSORED BY: Councillor Coughenour

DIGEST: congratulates Roncalli High School for earning the U.S. Department of Education's Blue Ribbon Schools Award for the third time

REFERRED TO: Committee of the Whole

Proposal No. 657, 2003

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 717

ADOPTED 10/27/2003

74 SPONSORED BY: Councillor Boyd

DIGEST: authorizes Robert J. Clifford to accept pension liability

REFERRED TO: Administration and Finance Committee

Proposal No. 607, 2003

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 718

ADOPTED 10/27/2003

75 SPONSORED BY: Councillor Langsford

DIGEST: an inducement resolution for Keystone Towers, LLC in an amount not to exceed \$6,000,000 which consists of the acquisition and substantial rehabilitation of the existing vacant 254-unit Keystone Towers Apartments located at 2855 East 45th Street and 4475 Allisonville Road (Districts 6, 11)

REFERRED TO: Metropolitan Development Committee

Proposal No. 605, 2003

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 725

ADOPTED 10/27/2003

76 SPONSORED BY: Councillor Langsford

DIGEST: an inducement resolution for TR Associates, LLC in an amount not to exceed \$6,600,000 which consists of the acquisition and substantial rehabilitation of the existing 284-unit Timber Ridge Apartments located at 4005 Meadows Drive (District 11)

REFERRED TO: Metropolitan Development Committee

Proposal No. 606, 2003

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 727

ADOPTED 10/27/2003

77 SPONSORED BY: Councillor Moriarty Adams

DIGEST: seeks authorization to pay legal expenses incurred with the jail-overcrowding litigation from the jail commissary fund

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 567, 2003

APPROVED BY MAYOR: 11/06/2003

JOURNAL PAGE: 745

ADOPTED 10/27/2003

78 SPONSORED BY: Councillors McWhirter, Bainbridge, Knox

DIGEST: recognizes West Indy's 5th Annual Steak n Shake's Breakfast with Santa

REFERRED TO: Committee of the Whole

Proposal No. 691, 2003

APPROVED BY MAYOR: 11/26/2003

JOURNAL PAGE: 791

ADOPTED 11/17/2003

79 SPONSORED BY: Councillor Dowden

DIGEST: recognizes the U.S. Marine Corps Reserves' "Toys for Tots" Program

REFERRED TO: Committee of the Whole

Proposal No. 692, 2003

APPROVED BY MAYOR: 11/26/2003

JOURNAL PAGE: 792

ADOPTED 11/17/2003

2003 Special Resolution Index

80 SPONSORED BY: Councillors Borst, Black

DIGEST: recognizes the National Collegiate Athletic Association's fourth year in Indianapolis

REFERRED TO: Committee of the Whole

Proposal No. 705, 2003

APPROVED BY MAYOR: 11/26/2003

JOURNAL PAGE: 792

ADOPTED 11/17/2003

81 SPONSORED BY: Councillor Langsford

DIGEST: a special resolution amending the inducement resolution for Phoenix Apartments (to be renamed "Avondale Village") in an amount not to exceed \$12,000,000 which consists of the acquisition and rehabilitation of an existing 328-unit apartment complex on an approximately 10.31 acre parcel of land located at 4004 Meadows Drive (District 11)

REFERRED TO: Metropolitan Development Committee

Proposal No. 658, 2003

APPROVED BY MAYOR: 11/26/2003

JOURNAL PAGE: 799

ADOPTED 11/17/2003

82 SPONSORED BY: Councillors Moriarty Adams, Talley, Dowden

DIGEST: determines the need to lease office space at 25 West 9th Street as the site of the IPD Downtown District office

REFERRED TO: Administration and Finance Committee

Proposal No. 610, 2003

APPROVED BY MAYOR: 11/26/2003

JOURNAL PAGE: 820

ADOPTED 11/17/2003

83 SPONSORED BY: Councillors Langsford, Nytes

DIGEST: approves the amounts, locations, and programmatic operation for certain projects to be funded from the Community Development Grant Funds for 2004

REFERRED TO: Metropolitan Development Committee

Proposal No. 621, 2003

APPROVED BY MAYOR: 11/26/2003

JOURNAL PAGE: 829

ADOPTED 11/17/2003

84 SPONSORED BY: Councillors Short, Langsford

DIGEST: recognizes the Indiana National Guard for their work in defending freedom

REFERRED TO: Committee of the Whole

Proposal No. 730, 2003

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 843

ADOPTED 12/08/2003

85 SPONSORED BY: Councillor Coughenour

DIGEST: recognizes the Class 4A Roncalli High School for winning its second consecutive State Football Championship victory

REFERRED TO: Committee of the Whole

Proposal No. 731, 2003

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 843

ADOPTED 12/08/2003

86 SPONSORED BY: Councillor Tilford

DIGEST: recognizes the Class 5A Warren Central Warriors for their State Football Championship victory

REFERRED TO: Committee of the Whole

Proposal No. 732, 2003

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 844

ADOPTED 12/08/2003

87 SPONSORED BY: Councillor Gibson

DIGEST: recognizes We're Helping Youth, Inc., an Indianapolis higher education opportunity program

REFERRED TO: Committee of the Whole

Proposal No. 721, 2003

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 845

ADOPTED 12/08/2003

2003 Special Resolution Index

88 SPONSORED BY: Councillor Coughenour

DIGEST: recognizes Indiana High School Principal of the Year Harvey Warrner of Beech Grove High School

REFERRED TO: Committee of the Whole

Proposal No. 733, 2003

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 846

ADOPTED 12/08/2003

89 SPONSORED BY: Councillor Short

DIGEST: recognizes Shepherd Community, Inc.

REFERRED TO: Committee of the Whole

Proposal No. 735, 2003

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 847

ADOPTED 12/08/2003

90 SPONSORED BY: Councillors Borst, Boyd

DIGEST: recognizes the public service of John Bainbridge

REFERRED TO: Committee of the Whole

Proposal No. 708, 2003

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 848

ADOPTED 12/08/2003

91 SPONSORED BY: Councillors Borst, Boyd

DIGEST: recognizes the public service of Elwood Black

REFERRED TO: Committee of the Whole

Proposal No. 709, 2003

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 849

ADOPTED 12/08/2003

92 SPONSORED BY: Councillors Borst, Boyd

DIGEST: recognizes the public service of Maggie Brents

REFERRED TO: Committee of the Whole

Proposal No. 710, 2003

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 849

ADOPTED 12/08/2003

93 SPONSORED BY: Councillors Borst, Boyd

DIGEST: recognizes the public service of Beulah Coughenour

REFERRED TO: Committee of the Whole

Proposal No. 711, 2003

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 850

ADOPTED 12/08/2003

94 SPONSORED BY: Councillors Borst, Boyd

DIGEST: recognizes the public service of William Douglas

REFERRED TO: Committee of the Whole

Proposal No. 712, 2003

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 850

ADOPTED 12/08/2003

95 SPONSORED BY: Councillors Borst, Boyd

DIGEST: recognizes the public service of William Dowden

REFERRED TO: Committee of the Whole

Proposal No. 713, 2003

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 851

ADOPTED 12/08/2003

96 SPONSORED BY: Councillors Borst, Boyd

DIGEST: recognizes the public service of Sean Frick

REFERRED TO: Committee of the Whole

Proposal No. 714, 2003

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 851

ADOPTED 12/08/2003

2003 Special Resolution Index

97 SPONSORED BY: Councillors Borst, Boyd		
DIGEST: recognizes the public service of Harvey Knox		
REFERRED TO: Committee of the Whole		Proposal No. 715, 2003
APPROVED BY MAYOR: 12/19/2003	JOURNAL PAGE: 852	ADOPTED 12/08/2003
<hr/>		
98 SPONSORED BY: Councillors Borst, Boyd		
DIGEST: recognizes the public service of Robert Massie		
REFERRED TO: Committee of the Whole		Proposal No. 716, 2003
APPROVED BY MAYOR: 12/19/2003	JOURNAL PAGE: 852	ADOPTED 12/08/2003
<hr/>		
99 SPONSORED BY: Councillors Borst, Boyd		
DIGEST: recognizes the public service of Frank Short		
REFERRED TO: Committee of the Whole		Proposal No. 717, 2003
APPROVED BY MAYOR: 12/19/2003	JOURNAL PAGE: 853	ADOPTED 12/08/2003
<hr/>		
100 SPONSORED BY: Councillors Borst, Boyd		
DIGEST: recognizes the public service of David Smith		
REFERRED TO: Committee of the Whole		Proposal No. 718, 2003
APPROVED BY MAYOR: 12/19/2003	JOURNAL PAGE: 853	ADOPTED 12/08/2003
<hr/>		
101 SPONSORED BY: Councillors Borst, Boyd		
DIGEST: recognizes the public service of Bill Soards		
REFERRED TO: Committee of the Whole		Proposal No. 719, 2003
APPROVED BY MAYOR: 12/19/2003	JOURNAL PAGE: 854	ADOPTED 12/08/2003
<hr/>		
102 SPONSORED BY: Councillors Borst, Boyd		
DIGEST: recognizes the public service of Jody Tilford		
REFERRED TO: Committee of the Whole		Proposal No. 720, 2003
APPROVED BY MAYOR: 12/19/2003	JOURNAL PAGE: 854	ADOPTED 12/08/2003
<hr/>		
103 SPONSORED BY: Councillors Moriarty Adams, Talley, Dowden		
DIGEST: determines the need to lease office space at 148 East Market Street for use by the Department of Public Safety's citizens police complaint office and weights and measures division		
REFERRED TO: Administration and Finance Committee		Proposal No. 609, 2003
APPROVED BY MAYOR: 12/19/2003	JOURNAL PAGE: 876	ADOPTED 12/08/2003
<hr/>		
104 SPONSORED BY: Councillors Nytes, Talley, Sanders, McWhirter		
DIGEST: allows the City to pick up additional employee contributions to PERF through a payroll deduction, and to treat such amounts as pre-tax "pick-up" contributions		
REFERRED TO: Administration and Finance Committee		Proposal No. 663, 2003
APPROVED BY MAYOR: 12/19/2003	JOURNAL PAGE: 876	ADOPTED 12/08/2003
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2003 Council Resolution Index

1 SPONSORED BY: Councillor Boyd

DIGEST: approves the Mayor's appointment of Robert B. Turner as the Director of the Department of Public Safety

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 609, 2002

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 5

ADOPTED 01/13/2003

2 SPONSORED BY: Councillors Frick, Soards

DIGEST: recognizes the members of the Indianapolis Police Department and their continuing negotiations for a contract with the City of Indianapolis

REFERRED TO: Committee of the Whole

Proposal No. 94, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 17

ADOPTED 02/03/2003

3 SPONSORED BY: Councillor Boyd

DIGEST: approves the Mayor's appointment of Brenda L. Burke as the Director of the Department of Administration

REFERRED TO: Administration and Finance Committee

Proposal No. 606, 2002

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 19

ADOPTED 02/03/2003

4 SPONSORED BY: Councillors Boyd, Smith

DIGEST: approves the Mayor's appointment of Maury Plambeck as the Director of the Department of Metropolitan Development

REFERRED TO: Metropolitan Development Committee

Proposal No. 607, 2002

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 19

ADOPTED 02/03/2003

5 SPONSORED BY: Councillor Boyd

DIGEST: approves the Mayor's appointment of Joseph L. B. Wynns as the Director of the Department of Parks and Recreation

REFERRED TO: Parks and Recreation Committee

Proposal No. 608, 2002

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 20

ADOPTED 02/03/2003

6 SPONSORED BY: Councillors Boyd, Coughenour

DIGEST: approves the Mayor's appointment of Barbara A. Lawrence as the Director of the Department of Public Works

REFERRED TO: Public Works Committee

Proposal No. 610, 2002

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 20

ADOPTED 02/03/2003

7 SPONSORED BY: Councillor Boyd

DIGEST: approves the Mayor's appointment of Michael B. O'Connor as the Chief Deputy Mayor

REFERRED TO: Rules and Public Policy Committee

Proposal No. 611, 2002

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 21

ADOPTED 02/03/2003

8 SPONSORED BY: Councillor Boyd

DIGEST: approves the Mayor's appointment of Jane Henegar as the Deputy Mayor for Policy

REFERRED TO: Rules and Public Policy Committee

Proposal No. 612, 2002

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 21

ADOPTED 02/03/2003

2003 Council Resolution Index

9 SPONSORED BY: Councillor Boyd

DIGEST: approves the Mayor's appointment of Carolyn M. Coleman as the Deputy Mayor for Neighborhoods

REFERRED TO: Rules and Public Policy Committee

Proposal No. 613, 2002

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 21

ADOPTED 02/03/2003

10 SPONSORED BY: Councillor Nytes

DIGEST: approves the Mayor's appointment of Jimmy C. Bostick as hearing officer

REFERRED TO: Administration and Finance Committee

Proposal No. 3, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 22

ADOPTED 02/03/2003

11 SPONSORED BY: Councillor Cockrum

DIGEST: reappoints Diana Wilson Hall to the Board of Parks and Recreation

REFERRED TO: Parks and Recreation Committee

Proposal No. 14, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 22

ADOPTED 02/03/2003

12 SPONSORED BY: Councillor Cockrum

DIGEST: reappoints Dale J. Thornberry to the Board of Parks and Recreation

REFERRED TO: Parks and Recreation Committee

Proposal No. 15, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 23

ADOPTED 02/03/2003

13 SPONSORED BY: Councillor Bainbridge

DIGEST: reappoints Tony Buford to the Board of Public Works

REFERRED TO: Public Works Committee

Proposal No. 16, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 23

ADOPTED 02/03/2003

14 SPONSORED BY: Councillor Bainbridge

DIGEST: reappoints Arno W. Haupt to the Board of Public Works

REFERRED TO: Public Works Committee

Proposal No. 17, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 23

ADOPTED 02/03/2003

15 SPONSORED BY: Councillor Bainbridge

DIGEST: reappoints Kenneth W. Hughes to the Board of Public Works

REFERRED TO: Public Works Committee

Proposal No. 18, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 23

ADOPTED 02/03/2003

16 SPONSORED BY: Councillors Dowden, Moriarty Adams

DIGEST: reappoints Ken Giffin to the Board of Public Safety

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 25, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 24

ADOPTED 02/03/2003

17 SPONSORED BY: Councillors Dowden, Moriarty Adams, Talley

DIGEST: reappoints William Schneider to the Board of Public Safety

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 26, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 24

ADOPTED 02/03/2003

2003 Council Resolution Index

18 SPONSORED BY: Councillors Coughenour, Nytes

DIGEST: reappoints Bruce B. Melchert to the Indianapolis City Market Corporation Board of Directors

REFERRED TO: Metropolitan Development Committee

Proposal No. 30, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 24

ADOPTED 02/03/2003

19 SPONSORED BY: Councillors Coughenour, Nytes

DIGEST: reappoints Susan J. Powers to the Indianapolis City Market Corporation Board of Directors

REFERRED TO: Metropolitan Development Committee

Proposal No. 33, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 25

ADOPTED 02/03/2003

20 SPONSORED BY: Councillor Dowden

DIGEST: appoints Jerry Barnaby to the Citizens Police Complaint Board

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 36, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 25

ADOPTED 02/03/2003

21 SPONSORED BY: Councillor Massie

DIGEST: appoints Gilbert Mascher to the Alcoholic Beverage Board of Marion County

REFERRED TO: Rules and Public Policy Committee

Proposal No. 38, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 25

ADOPTED 02/03/2003

22 SPONSORED BY: Councillor McWhirter

DIGEST: reappoints Martha A. Womacks to the Information Technology Board

REFERRED TO: Administration and Finance Committee

Proposal No. 39, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 26

ADOPTED 02/03/2003

23 SPONSORED BY: Councillors Boyd, Nytes

DIGEST: reappoints Linda N. Perdue to the Equal Opportunity Advisory Board

REFERRED TO: Administration and Finance Committee

Proposal No. 41, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 26

ADOPTED 02/03/2003

24 SPONSORED BY: Councillors Boyd, Nytes

DIGEST: reappoints Gary Gibson to the Equal Opportunity Advisory Board

REFERRED TO: Administration and Finance Committee

Proposal No. 42, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 26

ADOPTED 02/03/2003

25 SPONSORED BY: Councillor McWhirter

DIGEST: reappoints Sue Beesley to the City County Administrative Board

REFERRED TO: Administration and Finance Committee

Proposal No. 45, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 26

ADOPTED 02/03/2003

26 SPONSORED BY: Councillors Borst, Nytes

DIGEST: reappoints Eric D. Jones to the Urban Enterprise Association

REFERRED TO: Metropolitan Development Committee

Proposal No. 46, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 27

ADOPTED 02/03/2003

2003 Council Resolution Index

27 SPONSORED BY: Councillors Boyd, Nytes		
DIGEST: appoints Leon Bates to the Marion County Storm Water Management Advisory Committee		
REFERRED TO: Public Works Committee		Proposal No. 47, 2003
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 27	ADOPTED 02/03/2003
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28 SPONSORED BY: Councillor Borst		
DIGEST: reappoints Curtis Coonrod to the Audit Committee		
REFERRED TO: Administration and Finance Committee		Proposal No. 48, 2003
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 27	ADOPTED 02/03/2003
<hr/>		
29 SPONSORED BY: Councillor McWhirter		
DIGEST: reappoints Richard Petrecca to the County Property Tax Assessment Board of Appeals		
REFERRED TO: Administration and Finance Committee		Proposal No. 50, 2003
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 28	ADOPTED 02/03/2003
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30 SPONSORED BY: Councillors Borst, Nytes		
DIGEST: appoints John Thompson to the Urban Enterprise Association		
REFERRED TO: Metropolitan Development Committee		Proposal No. 51, 2003
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 28	ADOPTED 02/03/2003
<hr/>		
31 SPONSORED BY: Councillor Massie		
DIGEST: appoints Mike Harrington to the Common Construction Wage Committee for the City of Southport		
REFERRED TO: Rules and Public Policy Committee		Proposal No. 112, 2003
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 33	ADOPTED 02/03/2003
<hr/>		
32 SPONSORED BY: Councillors Soards, Bainbridge, Black, Boyd, Brents, Cockrum, Conley, Coughenour, Douglas, Dowden, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Talley, Tilford		
DIGEST: urges the Indiana General Assembly, State of Indiana Alcohol & Tobacco Commission and the local Alcoholic Beverage Board of Marion County to stop the potential proliferation of alcohol outlets commonly referred to as gas stations and convenience stores		
REFERRED TO: Rules and Public Policy Committee		Proposal No. 1, 2003
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 46	ADOPTED 02/03/2003
<hr/>		
33 SPONSORED BY: Councillor McWhirter		
DIGEST: appoints Doris Anne Sadler to the Information Technology Board		
REFERRED TO: Administration and Finance Committee		Proposal No. 593, 2002
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 66	ADOPTED 02/24/2003
<hr/>		
34 SPONSORED BY: Councillor Dowden		
DIGEST: appoints Mike Wallman to the Marion County Community Corrections Advisory Board		
REFERRED TO: Public Safety and Criminal Justice Committee		Proposal No. 27, 2003
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 67	ADOPTED 02/24/2003
<hr/>		

2003 Council Resolution Index

35 SPONSORED BY: Councillors Coughenour, Nytes

DIGEST: reappoints Phyllis Gabovitch to the Indianapolis City Market Corporation Board of Directors

REFERRED TO: Metropolitan Development Committee

Proposal No. 29, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 67

ADOPTED 02/24/2003

36 SPONSORED BY: Councillors Coughenour, Nytes

DIGEST: reappoints Gus Miller to the Indianapolis City Market Corporation Board of Directors

REFERRED TO: Metropolitan Development Committee

Proposal No. 31, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 67

ADOPTED 02/24/2003

37 SPONSORED BY: Councillors Coughenour, Nytes

DIGEST: reappoints Judy Stanley to the Indianapolis City Market Corporation Board of Directors

REFERRED TO: Metropolitan Development Committee

Proposal No. 34, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 68

ADOPTED 02/24/2003

38 SPONSORED BY: Councillors Coughenour, Nytes

DIGEST: reappoints Alan Wiseman to the Indianapolis City Market Corporation Board of Directors

REFERRED TO: Metropolitan Development Committee

Proposal No. 35, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 68

ADOPTED 02/24/2003

39 SPONSORED BY: Councillor Dowden

DIGEST: appoints Harry Rose to the Citizens Police Complaint Board

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 37, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 68

ADOPTED 02/24/2003

40 SPONSORED BY: Councillor McWhirter

DIGEST: reappoints Charles Hiltunen to the Cable Franchise Board

REFERRED TO: Administration and Finance Committee

Proposal No. 43, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 69

ADOPTED 02/24/2003

41 SPONSORED BY: Councillor McWhirter

DIGEST: reappoints Dollyne Sherman to the Cable Franchise Board

REFERRED TO: Administration and Finance Committee

Proposal No. 44, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 69

ADOPTED 02/24/2003

42 SPONSORED BY: Councillor McWhirter

DIGEST: reappoints Paul Ricketts to the City County Administrative Board

REFERRED TO: Administration and Finance Committee

Proposal No. 49, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 69

ADOPTED 02/24/2003

43 SPONSORED BY: Councillor McWhirter

DIGEST: reappoints Kenneth Almon to the Equal Opportunity Advisory Board

REFERRED TO: Administration and Finance Committee

Proposal No. 74, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 69

ADOPTED 02/24/2003

2003 Council Resolution Index

44 SPONSORED BY: Councillors Boyd, Nytes		
DIGEST: reappoints Nellie J. Daniels to the Equal Opportunity Advisory Board		
REFERRED TO: Administration and Finance Committee		Proposal No. 75, 2003
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 70	ADOPTED 02/24/2003
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45 SPONSORED BY: Councillors Boyd, Nytes		
DIGEST: reappoints Colette Anita Johnson to the Equal Opportunity Advisory Board		
REFERRED TO: Administration and Finance Committee		Proposal No. 76, 2003
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 70	ADOPTED 02/24/2003
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46 SPONSORED BY: Councillor Borst		
DIGEST: reappoints Brian Murphy to the Metropolitan Development Commission		
REFERRED TO: Metropolitan Development Committee		Proposal No. 78, 2003
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 70	ADOPTED 02/24/2003
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47 SPONSORED BY: Councillor Borst		
DIGEST: reappoints Randolph L. Snyder to the Metropolitan Development Commission		
REFERRED TO: Metropolitan Development Committee		Proposal No. 79, 2003
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 71	ADOPTED 02/24/2003
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48 SPONSORED BY: Councillor Borst		
DIGEST: reappoints Joanna Walker to the Metropolitan Board of Zoning Appeals Division I		
REFERRED TO: Metropolitan Development Committee		Proposal No. 80, 2003
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 71	ADOPTED 02/24/2003
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49 SPONSORED BY: Councillor Borst		
DIGEST: reappoints Alan Retherford to the Metropolitan Board of Zoning Appeals Division I		
REFERRED TO: Metropolitan Development Committee		Proposal No. 81, 2003
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 71	ADOPTED 02/24/2003
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50 SPONSORED BY: Councillor Borst		
DIGEST: reappoints Stephen M. Badger to the Metropolitan Board of Zoning Appeals Division II		
REFERRED TO: Metropolitan Development Committee		Proposal No. 82, 2003
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 72	ADOPTED 02/24/2003
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51 SPONSORED BY: Councillor Borst		
DIGEST: reappoints Mac J. Martin to the Metropolitan Board of Zoning Appeals Division II		
REFERRED TO: Metropolitan Development Committee		Proposal No. 83, 2003
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 72	ADOPTED 02/24/2003
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52 SPONSORED BY: Councillor Dowden		
DIGEST: reappoints Carol Ryan to the Animal Care and Control Board		
REFERRED TO: Public Safety and Criminal Justice Committee		Proposal No. 87, 2003
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 72	ADOPTED 02/24/2003
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2003 Council Resolution Index

53 SPONSORED BY: Councillor Dowden

DIGEST: reappoints Brian Tuohy to the Marion County Public Defender Board

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 88, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 73

ADOPTED 02/24/2003

54 SPONSORED BY: Councillor Dowden

DIGEST: appoints Jody Tilford to the Marion County Community Corrections Advisory Board

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 89, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 73

ADOPTED 02/24/2003

55 SPONSORED BY: Councillor Coonrod

DIGEST: appoints Mark F. Rumreich to the Marion County Storm Water Management Advisory Committee

REFERRED TO: Public Works Committee

Proposal No. 90, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 73

ADOPTED 02/24/2003

56 SPONSORED BY: Councillors Frick, Borst, Bainbridge, Bradford, Cockrum, Coonrod, Coughenour, Dowden, Langsford, Massie, McWhirter, Schneider, Smith, Soards, Tilford

DIGEST: urges peace in the Gulf Region, and expressing appreciation for Indianapolis' servicemen and servicewomen who are on active duty

REFERRED TO: Committee of the Whole

Proposal No. 169, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 102

ADOPTED 03/17/2003

57 SPONSORED BY: Councillors Coughenour, Nytes

DIGEST: reappoints Joanna Niehoff to the Indianapolis City Market Corporation Board of Directors

REFERRED TO: Metropolitan Development Committee

Proposal No. 32, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 103

ADOPTED 03/17/2003

58 SPONSORED BY: Councillor Borst

DIGEST: reappoints C. Eugene Hendricks to the Metropolitan Development Commission

REFERRED TO: Metropolitan Development Committee

Proposal No. 77, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 104

ADOPTED 03/17/2003

59 SPONSORED BY: Councillor Borst

DIGEST: appoints Michael Engel to the Metropolitan Board of Zoning Appeals Division III

REFERRED TO: Metropolitan Development Committee

Proposal No. 84, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 104

ADOPTED 03/17/2003

60 SPONSORED BY: Councillor Borst

DIGEST: reappoints J. Darrell Bakken to the Metropolitan Board of Zoning Appeals Division III

REFERRED TO: Metropolitan Development Committee

Proposal No. 85, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 104

ADOPTED 03/17/2003

2003 Council Resolution Index

61 SPONSORED BY: Councillor Borst

DIGEST: reappoints Terry Hursh to the Ft. Benjamin Harrison Reuse Authority

REFERRED TO: Metropolitan Development Committee

Proposal No. 86, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 105

ADOPTED 03/17/2003

62 SPONSORED BY: Councillor Dowden

DIGEST: confirms the Marion County Public Defender Board's nomination of David Cook as Marion County Chief Public Defender

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 117, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 105

ADOPTED 03/17/2003

63 SPONSORED BY: Councillors Nytes, McWhirter

DIGEST: reappoints Steve Ajamie to the County Property Tax Assessment Board of Appeals

REFERRED TO: Administration and Finance Committee

Proposal No. 134, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 105

ADOPTED 03/17/2003

64 SPONSORED BY: Councillor Tilford

DIGEST: reappointing Robert Pfeifer to the Health and Hospital Corporation Board of Trustees

REFERRED TO: Municipal Corporations Committee

Proposal No. 52, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 106

ADOPTED 03/17/2003

65 SPONSORED BY: Councillor Dowden

DIGEST: seeks authorization for the Marion County Community Corrections Advisory Board to submit a grant application to the Department of Corrections for the State of Indiana to fund the Community Corrections Programs for the State's fiscal years from 2003-2005, beginning July 1, 2003

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 121, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 116

ADOPTED 03/17/2003

66 SPONSORED BY: Councillors Schneider, Dowden, Bradford, Coughenour

DIGEST: concerns the Indianapolis Training Center

REFERRED TO: Committee of the Whole

Proposal No. 218, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 132

ADOPTED 04/14/2003

67 SPONSORED BY: Councillor Nytes

DIGEST: approves the Mayor's appointment of Gabriel B. Paul as hearing officer to preside over the administrative adjudication of parking tickets

REFERRED TO: Administration and Finance Committee

Proposal No. 140, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 135

ADOPTED 04/14/2003

68 SPONSORED BY: Councillor Dowden

DIGEST: appoints John von Arx to the Marion County Community Corrections Advisory Board

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 149, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 135

ADOPTED 04/14/2003

2003 Council Resolution Index

69 SPONSORED BY: Councillors Horseman, Langsford

DIGEST: concerns legal establishment of nonconforming uses

REFERRED TO: Metropolitan Development Committee

Proposal No. 170, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 168

ADOPTED 04/14/2003

70 SPONSORED BY: Councillor Dowden

DIGEST: recognizes the May 1, 2003, National Day of Prayer

REFERRED TO: Committee of the Whole

Proposal No. 245, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 178

ADOPTED 04/28/2003

71 SPONSORED BY: Councillor Horseman

DIGEST: recognizes this year's Cinco de Mayo Celebration on Sunday, May 4

REFERRED TO: Committee of the Whole

Proposal No. 260, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 183

ADOPTED 04/28/2003

72 SPONSORED BY: Councillors Bainbridge, Gibson, Talley

DIGEST: approves the Mayor's establishment of a charter school by issuing a charter to Andrew J. Brown Charter School, Inc.

REFERRED TO: Rules and Public Policy Committee

Proposal No. 213, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 217

ADOPTED 04/28/2003

73 SPONSORED BY: Councillor Smith

DIGEST: recognizes local law enforcement officers and employees called to active duty during Operation Iraqi Freedom

REFERRED TO: Committee of the Whole

Proposal No. 274, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 232

ADOPTED 05/12/2003

74 SPONSORED BY: Councillor Borst

DIGEST: appoints Daniel T. Moriarty to the Common Construction Wage Committee for Perry Township

REFERRED TO: Rules and Public Policy Committee

Proposal No. 276, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 233

ADOPTED 05/12/2003

75 SPONSORED BY: Councillor Bradford

DIGEST: requests an increase in funds for the Forensic Services Agency to be able to conduct DNA tests more rapidly

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 242, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 253

ADOPTED 05/12/2003

76 SPONSORED BY: Councillor Massie

DIGEST: appoints Matt Klein to the Board of Ethics

REFERRED TO: Rules and Public Policy Committee

Proposal No. 281, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 266

ADOPTED 06/02/2003

2003 Council Resolution Index

77 SPONSORED BY: Councillor Coughenour

DIGEST: appoints Glenn Christian to the Common Construction Wage Committee for Washington Township

REFERRED TO: Rules and Public Policy Committee

Proposal No. 314, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 266

ADOPTED 06/02/2003

78 SPONSORED BY: Councillor Coughenour

DIGEST: reappoints Robert Thomas Burns to the Indianapolis-Marion County Building Authority Board of Trustees

REFERRED TO: Administration and Finance Committee

Proposal No. 286, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 296

ADOPTED 06/23/2003

79 SPONSORED BY: Councillor Soards

DIGEST: appoints Sarah Taylor to the Indianapolis-Marion County Public Library Board

REFERRED TO: Municipal Corporations Committee

Proposal No. 288, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 296

ADOPTED 06/23/2003

80 SPONSORED BY: Councillor Soards

DIGEST: appoints Danny M. Crenshaw to the Indianapolis Public Transportation Corporation

REFERRED TO: Municipal Corporations Committee

Proposal No. 289, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 297

ADOPTED 06/23/2003

81 SPONSORED BY: Councillor Coughenour

DIGEST: reappoints R. Bruce Wallace to the Air Pollution Control Board

REFERRED TO: Public Works Committee

Proposal No. 308, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 297

ADOPTED 06/23/2003

82 SPONSORED BY: Councillors Frick, Bainbridge, Borst, Coughenour, Langsford, Smith

DIGEST: urges a more stable property tax system in Indiana

REFERRED TO: Committee of the Whole

Proposal No. 430, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 344

ADOPTED 07/21/2003

83 SPONSORED BY: Councillor Soards

DIGEST: appoints Ross Barton to the Beech Grove Public Library Board

REFERRED TO: Municipal Corporations Committee

Proposal No. 163, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 346

ADOPTED 07/21/2003

84 SPONSORED BY: Councillor Frick

DIGEST: seeks renewal of authorization and approval for the County Treasurer and the City Controller to invest public funds in money-market mutual funds

REFERRED TO: Administration and Finance Committee

Proposal No. 381, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 398

ADOPTED 08/04/2003

2003 Council Resolution Index

85 SPONSORED BY: Councillor Dowden

DIGEST: appoints Gerald J. Papenmeier to the Indianapolis-Marion County Forensic Board

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 385, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 419

ADOPTED 08/25/2003

86 SPONSORED BY: Councillor Dowden

DIGEST: appoints Michael P. Greene to the Citizens Police Complaint Board

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 570, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 717

ADOPTED 10/27/2003

87 SPONSORED BY: Councillor Nytes

DIGEST: approves the Mayor's appointment of Michael J. Rogers as hearing officer to preside over the administrative adjudication of parking citations

REFERRED TO: Administration and Finance Committee

Proposal No. 611, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 793

ADOPTED 11/17/2003

88 SPONSORED BY: Councillors Bainbridge, Gibson

DIGEST: authorizes the mayor to issue a charter to 21st Century English Avenue Charter School, Inc.

REFERRED TO: Rules and Public Policy Committee

Proposal No. 674, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 801

ADOPTED 11/17/2003

89 SPONSORED BY: Councillors Bainbridge, Gibson

DIGEST: authorizes the mayor to issue a charter to Southeast Neighborhood School of Excellence, Inc.

REFERRED TO: Rules and Public Policy Committee

Proposal No. 675, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 801

ADOPTED 11/17/2003

90 SPONSORED BY: Councillors Borst, Boyd

DIGEST: approves a schedule of regular council meetings for the year 2004

REFERRED TO: Committee of the Whole

Proposal No. 704, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 855

ADOPTED 12/08/2003

91 SPONSORED BY: Councillor Borst

DIGEST: amends the term of service for Jerry Barnaby as a member of the Citizens Police Complaint Board

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 693, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 856

ADOPTED 12/08/2003

92 SPONSORED BY: Councillor Borst

DIGEST: amends the term of service for Al Polin as a member of the Citizens Police Complaint Board

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 706, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 856

ADOPTED 12/08/2003

2003 Rezoning Ordinance Index

1 SPONSORED BY: Councillor Smith

DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 815-817 Delaware Street (approximate addresses) (2002-ZON-124)

REFERRED TO: Committee of the Whole

Proposal No. 20, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 11

ADOPTED 01/13/2003

2 SPONSORED BY: Councillor Smith

DIGEST: rezoning ordinance for Washington Township, Councilmanic District 4, 6345 Rucker Road (approximate address) (2002-ZON-140)

REFERRED TO: Committee of the Whole

Proposal No. 21, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 11

ADOPTED 01/13/2003

3 SPONSORED BY: Councillor Smith

DIGEST: rezoning ordinance for Center Township, Councilmanic District 21, 2661 and 2719 South Randolph Street (approximate addresses) (2002-ZON-143) (Amended)

REFERRED TO: Committee of the Whole

Proposal No. 22, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 11

ADOPTED 01/13/2003

4 SPONSORED BY: Councillor Smith

DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 7044 Sunnyside Road (approximate address) (2002-ZON-151)

REFERRED TO: Committee of the Whole

Proposal No. 23, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 11

ADOPTED 01/13/2003

5 SPONSORED BY: Councillor Smith

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 14, 3600 North German Church Road (approximate address) (2002-ZON-153)

REFERRED TO: Committee of the Whole

Proposal No. 24, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 11

ADOPTED 01/13/2003

6 SPONSORED BY: Councillor Smith

DIGEST: proposes to rezone 77.1 acre at 10940 East 42nd Street in Lawrence Township, Councilmanic District 5, from D-P (FF) District to D-P (FF) classification to provide for 282 single-family dwellings, resulting in 3.66 units per acre (2002-ZON-122) (2002-DP-013)

REFERRED TO: Committee of the Whole

Proposal No. 633, 2002

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 12

ADOPTED 01/13/2003

7 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 6020 South Belmont Avenue (approximate address) (2002-ZON-057)

REFERRED TO: Committee of the Whole

Proposal No. 95, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 33

ADOPTED 02/03/2003

2003 Rezoning Ordinance Index

8 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 7229 Lake Road (approximate address) (2002-ZON-114)

REFERRED TO: Committee of the Whole

Proposal No. 96, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 34

ADOPTED 02/03/2003

9 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 4437 Clark Road (approximate address) (2002-ZON-144)

REFERRED TO: Committee of the Whole

Proposal No. 97, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 34

ADOPTED 02/03/2003

10 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 125-135 South Mitthoefer Road (approximate addresses) (2002-ZON-145)

REFERRED TO: Committee of the Whole

Proposal No. 98, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 34

ADOPTED 02/03/2003

11 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 5, 3130 German Church Road (approximate address) (2002-ZON-147)

REFERRED TO: Committee of the Whole

Proposal No. 99, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 34

ADOPTED 02/03/2003

12 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 6640 Heron Neck Drive (approximate address) (2002-ZON-152)

REFERRED TO: Committee of the Whole

Proposal No. 100, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 34

ADOPTED 02/03/2003

13 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 22; 630, 634, 702, 706, and 710 N. College Avenue; 610, 614, 620, 622, and 624 E. Walnut Street; 701, 703 N. Park Avenue; 701 Massachusetts Avenue (aka 708 N. Cincinnati Street) (approximate addresses) (2002-ZON-159)

REFERRED TO: Committee of the Whole

Proposal No. 101, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 34

ADOPTED 02/03/2003

14 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 12, 1710 and 1732 North Mitthoefer Road (approximate addresses) (2002-ZON-161)

REFERRED TO: Committee of the Whole

Proposal No. 102, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 34

ADOPTED 02/03/2003

2003 Rezoning Ordinance Index

15 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Washington Township, Councilmanic District 3, 202 East 91st Street (approximate address) (2002-ZON-162)

REFERRED TO: Committee of the Whole

Proposal No. 103, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 35

ADOPTED 02/03/2003

16 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 8450 Northwest Boulevard (approximate address) (2002-ZON-164)

REFERRED TO: Committee of the Whole

Proposal No. 104, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 35

ADOPTED 02/03/2003

17 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 714 East Walnut Street and 719 East Saint Clair Street (approximate addresses) (2002-ZON-167)

REFERRED TO: Committee of the Whole

Proposal No. 105, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 35

ADOPTED 02/03/2003

18 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 1745 North Raceway Road (approximate address) (2002-ZON-168)

REFERRED TO: Committee of the Whole

Proposal No. 106, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 35

ADOPTED 02/03/2003

19 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 7575 Georgetown Road (approximate address) (2002-ZON-169)

REFERRED TO: Committee of the Whole

Proposal No. 107, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 35

ADOPTED 02/03/2003

20 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 6425 Churchman Avenue (approximate address) (2002-ZON-838) (2002-DP-011)

REFERRED TO: Committee of the Whole

Proposal No. 108, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 35

ADOPTED 02/03/2003

21 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 7420 East Edgewood Avenue (approximate address) (2002-ZON-845) (2002-DP-012)

REFERRED TO: Committee of the Whole

Proposal No. 109, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 35

ADOPTED 02/03/2003

2003 Rezoning Ordinance Index

22 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 7400 US 31 South (approximate address) (2002-ZON-138)

REFERRED TO: Committee of the Whole

Proposal No. 110, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 35

ADOPTED 02/03/2003

23 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Perry Township, Councilmanic District 24, 4104 Todd Road (approximate address) (2002-ZON-843) (Amended)

REFERRED TO: Committee of the Whole

Proposal No. 111, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 35

ADOPTED 02/03/2003

24 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 508 East County Line Road (approximate address) (2002-ZON-160)

REFERRED TO: Committee of the Whole

Proposal No. 137, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 76

ADOPTED 02/24/2003

25 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 19, 1616 South Girls School Road (approximate address) (2002-ZON-171)

REFERRED TO: Committee of the Whole

Proposal No. 138, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 76

ADOPTED 02/24/2003

26 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Pike Township, Councilmanic District 2, 4212 West 71st Street (approximate address) (2002-ZON-179)

REFERRED TO: Committee of the Whole

Proposal No. 139, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 76

ADOPTED 02/24/2003

27 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 7628 Southeastern Avenue (approximate address) (2002-ZON-813)

REFERRED TO: Committee of the Whole

Proposal No. 171, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 110

ADOPTED 03/17/2003

28 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 10, 1835 East 30th Street (approximate address) (2002-ZON-181)

REFERRED TO: Committee of the Whole

Proposal No. 172, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 110

ADOPTED 03/17/2003

2003 Rezoning Ordinance Index

29 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 629 Russell Avenue (approximate address) (2002-ZON-183)

REFERRED TO: Committee of the Whole

Proposal No. 173, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 110

ADOPTED 03/17/2003

30 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 4, 7320 and 7330 East 86th Street (approximate address) (2002-ZON-186)

REFERRED TO: Committee of the Whole

Proposal No. 174, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 110

ADOPTED 03/17/2003

31 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 7750 Southeastern Avenue (approximate address) (2002-ZON-155) (2002-DP-017)

REFERRED TO: Committee of the Whole

Proposal No. 175, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 110

ADOPTED 03/17/2003

32 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 10, 3500 East 21st Street (approximate address) (2002-ZON-166)

REFERRED TO: Committee of the Whole

Proposal No. 176, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 110

ADOPTED 03/17/2003

33 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 25, 1210, 1218, 1222, 1226, 1228, and 1230 South Meridian Street (approximate addresses) (2002-ZON-182)

REFERRED TO: Committee of the Whole

Proposal No. 177, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 111

ADOPTED 03/17/2003

34 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 19, 2930 South Lynhurst Drive (approximate address) (2002-ZON-852)

REFERRED TO: Committee of the Whole

Proposal No. 178, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 111

ADOPTED 03/17/2003

35 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 1257 and 1265 East Thompson Road and 5023, 5039, 5047, and 5059 Madison Avenue (approximate addresses) (2002-ZON-853)

REFERRED TO: Committee of the Whole

Proposal No. 179, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 111

ADOPTED 03/17/2003

2003 Rezoning Ordinance Index

36 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Washington Township, Councilmanic District 3, 9495 River Road (approximate address) (2003-ZON-001)

REFERRED TO: Committee of the Whole

Proposal No. 180, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 111

ADOPTED 03/17/2003

37 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 2585 South Franklin Road (approximate address) (2003-ZON-004)

REFERRED TO: Committee of the Whole

Proposal No. 181, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 111

ADOPTED 03/17/2003

38 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 9340 Rawles Avenue (approximate address) (2003-ZON-006)

REFERRED TO: Committee of the Whole

Proposal No. 182, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 111

ADOPTED 03/17/2003

39 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 7549 and 7731 East Edgewood Avenue (approximate address)es (2002-ZON-165) (2002-DP-019)

REFERRED TO: Committee of the Whole

Proposal No. 221, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 139

ADOPTED 04/14/2003

40 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 8401 Brookville Road (approximate address) (2002-ZON-174)

REFERRED TO: Committee of the Whole

Proposal No. 222, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 139

ADOPTED 04/14/2003

41 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 8332 East Raymond Street (approximate address) (2002-ZON-175) (2002-DP-020)

REFERRED TO: Committee of the Whole

Proposal No. 223, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 140

ADOPTED 04/14/2003

42 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Washington Township, Councilmanic District 9, 2702 Kessler Blvd, West Drive (approximate address) (2002-ZON-184)

REFERRED TO: Committee of the Whole

Proposal No. 224, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 140

ADOPTED 04/14/2003

2003 Rezoning Ordinance Index

43 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 12, 2505 North Cumberland Road (approximate address) (2002-ZON-185)

REFERRED TO: Committee of the Whole

Proposal No. 225, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 140

ADOPTED 04/14/2003

44 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Washington Township, Councilmanic District 2, 8577 One West Drive (approximate address) (2002-ZON-188) (2002-DP-022)

REFERRED TO: Committee of the Whole

Proposal No. 226, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 140

ADOPTED 04/14/2003

45 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 6210 East Troy Avenue (approximate address) (2002-ZON-854)

REFERRED TO: Committee of the Whole

Proposal No. 227, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 140

ADOPTED 04/14/2003

46 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 10150 East 63rd Street (approximate address) City of Lawrence (2003-ZON-016)

REFERRED TO: Committee of the Whole

Proposal No. 228, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 140

ADOPTED 04/14/2003

47 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 9, 1057 and 1063 West 31st Street and 1050 and 1060 West 30th Street (approximate addresses) (2003-ZON-008)

REFERRED TO: Committee of the Whole

Proposal No. 229, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 140

ADOPTED 04/14/2003

48 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 10, 2349 Keystone Way (approximate address) (2003-ZON-021)

REFERRED TO: Committee of the Whole

Proposal No. 230, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 140

ADOPTED 04/14/2003

49 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Washington Township, Councilmanic District 2, 6664, 6666, and 6668 Cornell Avenue (approximate addresses) (2003-ZON-007) (2003-DP-002)

REFERRED TO: Committee of the Whole

Proposal No. 251, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 185

ADOPTED 04/28/2003

2003 Rezoning Ordinance Index

50 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 1802 North Central Avenue (approximate address) (2000-ZON-097)

REFERRED TO: Committee of the Whole

Proposal No. 252, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 185

ADOPTED 04/28/2003

51 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 5155 North College Avenue (approximate address) (2000-ZON-113)

REFERRED TO: Committee of the Whole

Proposal No. 253, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 185

ADOPTED 04/28/2003

52 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 1010, 1012, 1020, 1022, 1026 North Central Avenue; 1005, 1009, 1013, 1019 and 1021 North New Jersey Street; and 334 East 10th Street (approximate addresses) (2001-ZON-076)

REFERRED TO: Committee of the Whole

Proposal No. 254, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 185

ADOPTED 04/28/2003

53 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 1025-1027 North New Jersey Street (approximate addresses) (2001-ZON-112)

REFERRED TO: Committee of the Whole

Proposal No. 255, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 185

ADOPTED 04/28/2003

54 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 401 North College Avenue (approximate address) (2001-ZON-134)

REFERRED TO: Committee of the Whole

Proposal No. 256, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 186

ADOPTED 04/28/2003

55 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 5418 Elmwood Avenue (approximate address), City of Beech Grove (2003-ZON-017)

REFERRED TO: Committee of the Whole

Proposal No. 257, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 186

ADOPTED 04/28/2003

56 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 8, 6333 Hollister Drive (approximate address) (2003-ZON-019)

REFERRED TO: Committee of the Whole

Proposal No. 258, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 186

ADOPTED 04/28/2003

2003 Rezoning Ordinance Index

57 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 14, 9809 East 42nd Street
(approximate address) (2003-ZON-022)

REFERRED TO: Committee of the Whole

Proposal No. 259, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 186

ADOPTED 04/28/2003

58 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Perry Township, Councilmanic District 24, 4900 East Thompson Road
(approximate address) (2002-ZON-177)

REFERRED TO: Committee of the Whole

Proposal No. 277, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 236

ADOPTED 05/12/2003

59 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 4, 8400 Clear Vista Place
(approximate address) (2003-ZON-026)

REFERRED TO: Committee of the Whole

Proposal No. 278, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 236

ADOPTED 05/12/2003

60 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 5101 South Franklin Road and 9107
East Thompson Road (approximate addresses) (2003-ZON-082) (2002-DP-021)

REFERRED TO: Committee of the Whole

Proposal No. 279, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 236

ADOPTED 05/12/2003

61 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Washington Township, Councilmanic District 6, 4149 and 4153 Boulevard Place
(approximate addresses) (2003-ZON-808)

REFERRED TO: Committee of the Whole

Proposal No. 280, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 236

ADOPTED 05/12/2003

62 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 9, 3106, 3120, 3124, and 3130 Illinois
Street (approximate addresses) (2003-ZON-805)

REFERRED TO: Committee of the Whole

Proposal No. 315, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 270

ADOPTED 06/02/2003

63 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 6160 Sunnyside Road, City of
Lawrence (approximate address) (2003-ZON-018)

REFERRED TO: Committee of the Whole

Proposal No. 316, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 270

ADOPTED 06/02/2003

2003 Rezoning Ordinance Index

64 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 23, 4010 and 4014 Southeastern Avenue (approximate address) (2003-ZON-187)

REFERRED TO: Committee of the Whole

Proposal No. 317, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 270

ADOPTED 06/02/2003

65 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Washington Township, Councilmanic District 6, 4360, 4380, and 4390 North Keystone Avenue, and 2144 Clay Street (approximate addresses) (2003-ZON-846)

REFERRED TO: Committee of the Whole

Proposal No. 318, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 271

ADOPTED 06/02/2003

66 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Washington Township, Councilmanic District 3, 4705 East 96th Street (approximate address) (2003-ZON-011)

REFERRED TO: Committee of the Whole

Proposal No. 319, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 271

ADOPTED 06/02/2003

67 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Washington Township, Councilmanic District 7, 5257, 5261, 5325, 5257, 5331, 5335, and 5351 North Tacoma Avenue; 5346 North Rural Street; 5335 North Temple Avenue; and 2502 East 52nd Street (approximate addresses) (2003-ZON-032)

REFERRED TO: Committee of the Whole

Proposal No. 320, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 271

ADOPTED 06/02/2003

68 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 6510 Five Points Road (approximate address) (2003-ZON-809) (2003-DP-001)

REFERRED TO: Committee of the Whole

Proposal No. 321, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 271

ADOPTED 06/02/2003

69 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 2507 Fishers Road (approximate address) (2003-ZON-814)

REFERRED TO: Committee of the Whole

Proposal No. 322, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 271

ADOPTED 06/02/2003

70 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 2150 and 2200 Country Club Road (approximate address) (2003-ZON-028)

REFERRED TO: Committee of the Whole

Proposal No. 357, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 301

ADOPTED 06/23/2003

2003 Rezoning Ordinance Index

71 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 20, 358 East Troy Avenue (approximate address) (2003-ZON-176)

REFERRED TO: Committee of the Whole

Proposal No. 358, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 301

ADOPTED 06/23/2003

72 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Pike Township, Councilmanic District 2, 8130 North Michigan Road (approximate address) (2003-ZON-864) (2003-DP-004) (Amended)

REFERRED TO: Committee of the Whole

Proposal No. 359, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 301

ADOPTED 06/23/2003

73 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 7702 and 7740 South Arlington Avenue (approximate address) (2003-ZON-029)

REFERRED TO: Committee of the Whole

Proposal No. 360, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 301

ADOPTED 06/23/2003

74 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 19, 7960 and 8000 West Washington (approximate address) (2003-ZON-030)

REFERRED TO: Committee of the Whole

Proposal No. 361, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 301

ADOPTED 06/23/2003

75 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 10210 East 63rd Street (approximate address) (2003-ZON-037)

REFERRED TO: Committee of the Whole

Proposal No. 362, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 301

ADOPTED 06/23/2003

76 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 4, 7200 and 7300 Lantern Road (approximate address) (2003-ZON-040)

REFERRED TO: Committee of the Whole

Proposal No. 363, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 302

ADOPTED 06/23/2003

77 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 1951 West Edgewood Avenue (approximate address) (2003-ZON-041)

REFERRED TO: Committee of the Whole

Proposal No. 364, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 302

ADOPTED 06/23/2003

2003 Rezoning Ordinance Index

78 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 8091 Crawfordsville Road (approximate address) (2003-ZON-044)

REFERRED TO: Committee of the Whole

Proposal No. 365, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 302

ADOPTED 06/23/2003

79 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 10, 2944, 2946, 2948, and 2950 North Keystone Avenue; and 2952 Brouse Street; and 2311 and 2345 30th Street (approximate addresses) (2003-ZON-045)

REFERRED TO: Committee of the Whole

Proposal No. 366, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 302

ADOPTED 06/23/2003

80 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 21, 1334 Wade Street; and 1329 and 1335 Kelly Street (approximate addresses) (2003-ZON-046)

REFERRED TO: Committee of the Whole

Proposal No. 367, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 302

ADOPTED 06/23/2003

81 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Perry Township, Councilmanic District 24, 3158 East Thompson Road (approximate address) (2003-ZON-049)

REFERRED TO: Committee of the Whole

Proposal No. 368, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 302

ADOPTED 06/23/2003

82 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 15, 4230 English Avenue (approximate address) (2003-ZON-051)

REFERRED TO: Committee of the Whole

Proposal No. 369, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 302

ADOPTED 06/23/2003

83 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 615 Virginia Avenue (approximate address) (2003-ZON-053)

REFERRED TO: Committee of the Whole

Proposal No. 370, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 302

ADOPTED 06/23/2003

84 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Perry Township, Councilmanic District 24, 4326 Stop 11 Road (approximate address) (2003-ZON-054)

REFERRED TO: Committee of the Whole

Proposal No. 371, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 302

ADOPTED 06/23/2003

2003 Rezoning Ordinance Index

85 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 21, 2825 East Raymond Street
(approximate address) (2003-ZON-059) (2003-DP-007)

REFERRED TO: Committee of the Whole

Proposal No. 372, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 302

ADOPTED 06/23/2003

86 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Washington Township, Councilmanic District 14, 5050 East 42nd Street
(approximate address) (2003-ZON-050)

REFERRED TO: Committee of the Whole

Proposal No. 373, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 302

ADOPTED 06/23/2003

87 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 942 Fort Wayne Avenue
(approximate address) (2003-ZON-009)

REFERRED TO: Committee of the Whole

Proposal No. 374, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 302

ADOPTED 06/23/2003

88 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 916 N Park Avenue (approximate
address) (2003-ZON-043)

REFERRED TO: Committee of the Whole

Proposal No. 375, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 302

ADOPTED 06/23/2003

89 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 846 Dr. Martin Luther King, Jr. Street
(approximate address) (2003-ZON-052)

REFERRED TO: Committee of the Whole

Proposal No. 376, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 302

ADOPTED 06/23/2003

90 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 1539 N College Avenue (approximate
address) (2003-ZON-068)

REFERRED TO: Committee of the Whole

Proposal No. 377, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 302

ADOPTED 06/23/2003

91 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 6877 Township Line Road (approximate
address) (2003-ZON-033)

REFERRED TO: Committee of the Whole

Proposal No. 405, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 350

ADOPTED 07/21/2003

2003 Rezoning Ordinance Index

92 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 2280-2220 Columbia Avenue (approximate address) (99-Z-224)

REFERRED TO: Committee of the Whole

Proposal No. 406, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 350

ADOPTED 07/21/2003

93 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Pike Township, Councilmanic District 9, 3930 Georgetown Road (approximate address) (2003-ZON-025)

REFERRED TO: Committee of the Whole

Proposal No. 407, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 350

ADOPTED 07/21/2003

94 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 6025 LaFayette Road (approximate address) (2003-ZON-031) (2003-DP-006)

REFERRED TO: Committee of the Whole

Proposal No. 408, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 350

ADOPTED 07/21/2003

95 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 2260 North Arsenal Avenue and 2229, 2230, 2233, 2253, 2256, 2302, 2328 Dr. Andrew J. Brown Avenue (approximate addresses) (2003-ZON-042)

REFERRED TO: Committee of the Whole

Proposal No. 409, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 350

ADOPTED 07/21/2003

96 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 16, 2626 and 2628 West 16th Street (approximate addresses) (2003-ZON-057)

REFERRED TO: Committee of the Whole

Proposal No. 410, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 350

ADOPTED 07/21/2003

97 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 4, 5770 Fall Creek Road (approximate address) (2003-ZON-063)

REFERRED TO: Committee of the Whole

Proposal No. 411, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 350

ADOPTED 07/21/2003

98 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 402 South Carroll Road (approximate address) (2003-ZON-817) (2003-DP-005) (2003-PLT-817)

REFERRED TO: Committee of the Whole

Proposal No. 412, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 350

ADOPTED 07/21/2003

2003 Rezoning Ordinance Index

99 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 25, 1024, 1026, and 1030 South Shelby Street (approximate addresses) (2003-ZON-013)

REFERRED TO: Committee of the Whole

Proposal No. 413, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 351

ADOPTED 07/21/2003

100 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 14, 4045 North Post Road (approximate address) (2003-ZON-056)

REFERRED TO: Committee of the Whole

Proposal No. 414, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 351

ADOPTED 07/21/2003

101 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Washington Township, Councilmanic District 6, 4035, 4037, and 4047 North Capitol Avenue (approximate addresses) (2003-ZON-062)

REFERRED TO: Committee of the Whole

Proposal No. 415, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 351

ADOPTED 07/21/2003

102 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 8250 Southeastern Avenue (approximate address) (2003-ZON-064)

REFERRED TO: Committee of the Whole

Proposal No. 416, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 351

ADOPTED 07/21/2003

103 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 360 West 11th Street (approximate address) (2003-ZON-065)

REFERRED TO: Committee of the Whole

Proposal No. 417, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 351

ADOPTED 07/21/2003

104 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 6401 West 71st Street (approximate address) (2003-ZON-067)

REFERRED TO: Committee of the Whole

Proposal No. 418, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 351

ADOPTED 07/21/2003

105 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 2402, 2406, 2410, 2414 and 2422 Central Avenue (approximate addresses) (2003-ZON-073)

REFERRED TO: Committee of the Whole

Proposal No. 419, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 351

ADOPTED 07/21/2003

2003 Rezoning Ordinance Index

106 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 2365 Central Avenue (approximate address) (2003-ZON-074)

REFERRED TO: Committee of the Whole

Proposal No. 420, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 351

ADOPTED 07/21/2003

107 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 11925 East 65th Street (approximate address) (2003-ZON-075)

REFERRED TO: Committee of the Whole

Proposal No. 421, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 352

ADOPTED 07/21/2003

108 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 502 South Pennsylvania Street (approximate address) (2003-ZON-078)

REFERRED TO: Committee of the Whole

Proposal No. 422, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 352

ADOPTED 07/21/2003

109 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Perry Township, Councilmanic District 24, 8725 South Shelby Street (approximate address) (2003-ZON-080)

REFERRED TO: Committee of the Whole

Proposal No. 423, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 352

ADOPTED 07/21/2003

110 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Washington Township, Councilmanic District 7, 6720 Spirit Lake Drive (approximate address) (2003-ZON-818) (2003-DP-010)

REFERRED TO: Committee of the Whole

Proposal No. 424, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 352

ADOPTED 07/21/2003

111 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 901 East Michigan Street (approximate address) (2002-ZON-172)

REFERRED TO: Committee of the Whole

Proposal No. 453, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 391

ADOPTED 08/04/2003

112 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 529, 533, and 537 South East Street and 509, 519, 523, 527, 531, and 535 East Warsaw Street (approximate addresses) (2003-ZON-047)

REFERRED TO: Committee of the Whole

Proposal No. 454, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 392

ADOPTED 08/04/2003

2003 Rezoning Ordinance Index

113 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 21, 1128 and 1130 Earhart Street and 1133, 1137, and 1139 Madeira Street (approximate addresses) (2003-ZON-048)

REFERRED TO: Committee of the Whole

Proposal No. 455, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 392

ADOPTED 08/04/2003

114 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 14, 8023, 8427, 8032, and 8431 Pendleton Pike Boulevard and 4519 Maple Lane (approximate addresses) (2003-ZON-061)

REFERRED TO: Committee of the Whole

Proposal No. 456, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 392

ADOPTED 08/04/2003

115 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 10, 1542 North Grant Avenue (approximate address) (2003-ZON-066)

REFERRED TO: Committee of the Whole

Proposal No. 457, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 392

ADOPTED 08/04/2003

116 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 1540 North College Avenue (approximate address) (2003-ZON-090)

REFERRED TO: Committee of the Whole

Proposal No. 459, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 392

ADOPTED 08/04/2003

117 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 10 West Hanna Avenue (approximate address) (2003-ZON-806)

REFERRED TO: Committee of the Whole

Proposal No. 460, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 392

ADOPTED 08/04/2003

118 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 5943 South East Street (approximate address) (2003-ZON-812)

REFERRED TO: Committee of the Whole

Proposal No. 461, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 392

ADOPTED 08/04/2003

119 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Pike Township, Councilmanic District 9, 5505 Lafayette Road (approximate address) (2000-ZON-123)

REFERRED TO: Committee of the Whole

Proposal No. 495, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 421

ADOPTED 08/25/2003

2003 Rezoning Ordinance Index

120 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 5111 West 62nd Street (approximate address) (2002-ZON-087)

REFERRED TO: Committee of the Whole

Proposal No. 496, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 421

ADOPTED 08/25/2003

121 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 20, 2915 South Madison Avenue (approximate address) (2003-ZON-014)

REFERRED TO: Committee of the Whole

Proposal No. 497, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 421

ADOPTED 08/25/2003

122 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 8067 Oaklandon Road (approximate address) (2001-ZON-110)

REFERRED TO: Committee of the Whole

Proposal No. 498, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 421

ADOPTED 08/25/2003

123 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 4884 and 4888 Kentucky Avenue (approximate addresses) (2001-ZON-020)

REFERRED TO: Committee of the Whole

Proposal No. 499, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 421

ADOPTED 08/25/2003

124 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 25, 1805, 1807, 1817, 1821 and 1827 South Meridian Street, 13 East Caven Street, 14 and 18 Adler Street (approximate addresses) (2003-ZON-035)

REFERRED TO: Committee of the Whole

Proposal No. 500, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 422

ADOPTED 08/25/2003

125 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 25, 1425 Jones Street (approximate address) (2003-ZON-070)

REFERRED TO: Committee of the Whole

Proposal No. 501, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 422

ADOPTED 08/25/2003

126 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 1917 to 2043 Sugar Grove Avenue, 1212 to 1220 and 1226 to 1235 West 20th Street (approximate addresses) (2003-ZON-084)

REFERRED TO: Committee of the Whole

Proposal No. 502, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 422

ADOPTED 08/25/2003

2003 Rezoning Ordinance Index

127 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 12, 1101 and 1109 North Shadeland Avenue (approximate addresses) (2003-ZON-086)

REFERRED TO: Committee of the Whole

Proposal No. 503, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 422

ADOPTED 08/25/2003

128 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 2110 Muessing Road (approximate address) (2003-ZON-087)

REFERRED TO: Committee of the Whole

Proposal No. 504, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 422

ADOPTED 08/25/2003

129 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 8401 Northwest Boulevard (approximate address) (2003-ZON-091)

REFERRED TO: Committee of the Whole

Proposal No. 505, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 422

ADOPTED 08/25/2003

130 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Washington Township, Councilmanic District 3, 5701 Castle Creek Parkway, North Drive (approximate address) (2003-ZON-092)

REFERRED TO: Committee of the Whole

Proposal No. 506, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 422

ADOPTED 08/25/2003

131 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 19, 5550 Bradbury Avenue (approximate address) (2003-ZON-824)

REFERRED TO: Committee of the Whole

Proposal No. 507, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 422

ADOPTED 08/25/2003

132 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 25, 1847, 1849, 1851 and 1853 Miller Street (approximate address) (2003-ZON-827)

REFERRED TO: Committee of the Whole

Proposal No. 508, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 423

ADOPTED 08/25/2003

133 SPONSORED BY: Councillor Langsford

DIGEST: proposes to rezone 4.46 acres at 4375 Kentucky Avenue in Decatur Township, Councilmanic District 19, from D-A and D-3 Districts to C-S classification to provide for a gas station, convenience store, hotel, and restaurant (2002-ZON-178)

REFERRED TO: Committee of the Whole

Proposal No. 452, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 448

ADOPTED 08/25/2003

2003 Rezoning Ordinance Index

134 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 19, 8155 Rockville Road (approximate address) (2003-ZON-076)

REFERRED TO: Committee of the Whole

Proposal No. 543, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 461

ADOPTED 09/15/2003

135 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Washington Township, Councilmanic District 3, 8845 Township Line Road (approximate address) (2003-ZON-072) (2003-DP-012)

REFERRED TO: Committee of the Whole

Proposal No. 544, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 461

ADOPTED 09/15/2003

136 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 21, 1633-1637 East Prospect Street (approximate addresses) (2003-ZON-088)

REFERRED TO: Committee of the Whole

Proposal No. 545, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 461

ADOPTED 09/15/2003

137 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 14, 9815 East 46th Street, City of Lawrence (approximate address) (2003-ZON-089)

REFERRED TO: Committee of the Whole

Proposal No. 546, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 462

ADOPTED 09/15/2003

138 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 4, 7999 Knue Road (approximate address) (2003-ZON-098)

REFERRED TO: Committee of the Whole

Proposal No. 547, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 462

ADOPTED 09/15/2003

139 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 4, 5920 Castleway West Drive (approximate address) (2003-ZON-099)

REFERRED TO: Committee of the Whole

Proposal No. 548, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 462

ADOPTED 09/15/2003

140 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 603, 605, and 607 Lord Street; and 610, 614, and 622 Fletcher Avenue (approximate addresses) (2003-ZON-084)

REFERRED TO: Committee of the Whole

Proposal No. 549, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 462

ADOPTED 09/15/2003

2003 Rezoning Ordinance Index

141 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 25, 306 Prospect Street (approximate address) (2003-ZON-020)

REFERRED TO: Committee of the Whole

Proposal No. 550, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 462

ADOPTED 09/15/2003

142 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 9, 3017 Shriver Avenue (approximate address) (2003-ZON-094)

REFERRED TO: Committee of the Whole

Proposal No. 551, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 462

ADOPTED 09/15/2003

143 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 1049 Elm Street (approximate address) (2003-ZON-096)

REFERRED TO: Committee of the Whole

Proposal No. 552, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 462

ADOPTED 09/15/2003

144 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 4915 Brushwood Road; 8331 and 8424 West Thompson Road; 8554, 8609, and 8702 Colonial Road; and 5303, 5321, 5322, and 5621 Stanley Road (approximate addresses) (2003-ZON-821)

REFERRED TO: Committee of the Whole

Proposal No. 553, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 462

ADOPTED 09/15/2003

145 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 805 and 807 Highland Avenue; and 1202, 1210, 1214, and 1220 East St. Clair Street (approximate addresses) (2003-ZON-826)

REFERRED TO: Committee of the Whole

Proposal No. 554, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 463

ADOPTED 09/15/2003

146 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 23, 3853 East Raymond Street (approximate address) (2003-ZON-083)

REFERRED TO: Committee of the Whole

Proposal No. 592, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 673

ADOPTED 10/06/2003

147 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 6127, 6139, 6251, and 6295 West 56th Street (approximate addresses) (2003-ZON-039) (Amended)

REFERRED TO: Committee of the Whole

Proposal No. 593, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 673

ADOPTED 10/06/2003

2003 Rezoning Ordinance Index

148 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 3825 Foltz Street (approximate address) (2003-ZON-097)

REFERRED TO: Committee of the Whole

Proposal No. 594, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 673

ADOPTED 10/06/2003

149 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Washington Township, Councilmanic District 7, 6720 Spirit Lake Drive (approximate address) (2003-ZON-100) (2003-DP-014)

REFERRED TO: Committee of the Whole

Proposal No. 595, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 673

ADOPTED 10/06/2003

150 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 10, 3325 and 3385 North Arlington Avenue (approximate addresses) (2003-ZON-101)

REFERRED TO: Committee of the Whole

Proposal No. 596, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 673

ADOPTED 10/06/2003

151 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 8750 and 9550 Zionsville Road (approximate addresses) (2003-ZON-102)

REFERRED TO: Committee of the Whole

Proposal No. 597, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 673

ADOPTED 10/06/2003

152 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 10, 2031 East 30th Street (approximate address) (2003-ZON-107)

REFERRED TO: Committee of the Whole

Proposal No. 598, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 673

ADOPTED 10/06/2003

153 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 2339 North New Jersey Street (approximate address) (2003-ZON-108)

REFERRED TO: Committee of the Whole

Proposal No. 599, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 674

ADOPTED 10/06/2003

154 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 6401 West 71st Street, 6640 Intech Boulevard, 6220 Pisital Way, and 6510 and 6650 Telecom Drive (approximate addresses) (2003-ZON-111)

REFERRED TO: Committee of the Whole

Proposal No. 600, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 674

ADOPTED 10/06/2003

2003 Rezoning Ordinance Index

155 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 12, 1739 North Shadeland Avenue (approximate address) (2003-ZON-112)

REFERRED TO: Committee of the Whole

Proposal No. 601, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 674

ADOPTED 10/06/2003

156 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 6121 Arlington Avenue (approximate address) (2003-ZON-832)

REFERRED TO: Committee of the Whole

Proposal No. 602, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 674

ADOPTED 10/06/2003

157 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 127-129 East St. Joseph Street (approximate addresses) (2003-ZON-081)

REFERRED TO: Committee of the Whole

Proposal No. 648, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 723

ADOPTED 10/27/2003

158 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 5104 Bluff Road (approximate address) (2003-ZON-079) (2003-DP-011)

REFERRED TO: Committee of the Whole

Proposal No. 649, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 723

ADOPTED 10/27/2003

159 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 5, 11000 East 25th Street (approximate address) (2003-ZON-123)

REFERRED TO: Committee of the Whole

Proposal No. 650, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 723

ADOPTED 10/27/2003

160 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Washington Township, Councilmanic District 6, 4206 North College Avenue and 664 East 42nd Street (approximate addresses) (2003-ZON-105)

REFERRED TO: Committee of the Whole

Proposal No. 651, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 723

ADOPTED 10/27/2003

161 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 3017 and 3019 South Harding Street and 3011, 3013, 3015, and 3024 Chase Street (approximate addresses) (2003-ZON-116)

REFERRED TO: Committee of the Whole

Proposal No. 652, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 724

ADOPTED 10/27/2003

2003 Rezoning Ordinance Index

162 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 1501 West 16th Street (approximate address) (2003-ZON-117)

REFERRED TO: Committee of the Whole

Proposal No. 653, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 724

ADOPTED 10/27/2003

163 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 23, 3999 Southeastern Avenue (approximate address) (2003-ZON-118)

REFERRED TO: Committee of the Whole

Proposal No. 654, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 724

ADOPTED 10/27/2003

164 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 22, 9900, 10050, 10500, and 10640 East Thompson Road and 10101 and 10401 Pentecost Road (approximate addresses) (2003-ZON-060) (2003-DP-008)

REFERRED TO: Committee of the Whole

Proposal No. 694, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 798

ADOPTED 11/17/2003

165 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 2225 Yandes Street, and 2202, 2203, and 2224 Columbia Avenue (approximate addresses) (2003-ZON-106)

REFERRED TO: Committee of the Whole

Proposal No. 695, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 798

ADOPTED 11/17/2003

166 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 5, 9920 East 30th Street (approximate address) (2003-ZON-834)

REFERRED TO: Committee of the Whole

Proposal No. 696, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 798

ADOPTED 11/17/2003

167 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 16, 2219 West Michigan Street and 415 North Tremont Street (approximate addresses) (2003-ZON-110)

REFERRED TO: Committee of the Whole

Proposal No. 697, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 798

ADOPTED 11/17/2003

168 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 667 East Merrill Street (approximate address) (2003-ZON-120)

REFERRED TO: Committee of the Whole

Proposal No. 698, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 798

ADOPTED 11/17/2003

2003 Rezoning Ordinance Index

169 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 229, 324, and 349 West Morris Street (approximate addresses) (2003-ZON-121)

REFERRED TO: Committee of the Whole

Proposal No. 699, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 798

ADOPTED 11/17/2003

170 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 7316 South US 31 (approximate address) (2003-ZON-122)

REFERRED TO: Committee of the Whole

Proposal No. 700, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 798

ADOPTED 11/17/2003

171 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 10, 6702 East 34th Street (approximate address) (2003-ZON-125)

REFERRED TO: Committee of the Whole

Proposal No. 701, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 799

ADOPTED 11/17/2003

172 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 17, 2715 2725, 2727, and 2800 South Lynhurst Drive (approximate addresses) (2003-ZON-839)

REFERRED TO: Committee of the Whole

Proposal No. 702, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 799

ADOPTED 11/17/2003

173 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Washington Township, Councilmanic District 7, 5570 North Keystone Avenue (approximate address) (2003-ZON-841)

REFERRED TO: Committee of the Whole

Proposal No. 703, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 799

ADOPTED 11/17/2003

174 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 7736 East Troy Avenue (approximate address) (2003-ZON-085) (2003-DP-013)

REFERRED TO: Committee of the Whole

Proposal No. 723, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 858

ADOPTED 12/08/2003

175 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Pike Township, Councilmanic District 5, 8599 West 96th Street and 9151 Lafayette Road (approximate addresses) (2003-ZON-115) (2003-DP-016)

REFERRED TO: Committee of the Whole

Proposal No. 724, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 858

ADOPTED 12/08/2003

2003 Rezoning Ordinance Index

176 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 7320 South US 31(approximate address) (2003-ZON-129)

REFERRED TO: Committee of the Whole

Proposal No. 725, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 858

ADOPTED 12/08/2003

177 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 2615 and 2701 North Capitol Avenue and 2602 North Illinois Street and 101 West 28th Street (approximate addresses) (2003-ZON-131)

REFERRED TO: Committee of the Whole

Proposal No. 726, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 858

ADOPTED 12/08/2003

178 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 3035 South Meridian Street (approximate address) (2003-ZON-134)

REFERRED TO: Committee of the Whole

Proposal No. 727, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 858

ADOPTED 12/08/2003

179 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 14, 8010 East 38th Street (approximate address) (2003-ZON-836)

REFERRED TO: Committee of the Whole

Proposal No. 728, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 858

ADOPTED 12/08/2003

180 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 10, 2115-2150 North Keystone Avenue, 2215-2236 North Tacoma Avenue, 2154-2222 Winter Avenue, 2219-2223 Bellis Street, 2100-2223 Greenbriar Lane, 2129-2205 Jefferson Avenue, 2162-2247 North Temple Avenue, 2218-2266 Eastern Avenue, and 2205-2248 East Pruitt Street (approximate addresses) (2003-ZON-840)

REFERRED TO: Committee of the Whole

Proposal No. 729, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 859

ADOPTED 12/08/2003

181 SPONSORED BY: Councillor Langsford

DIGEST: rezoning ordinance for Center Township, Councilmanic District 25, 701 West Southern Avenue and 2800 Bluff Road (approximate addresses) (2003-ZON-095)

REFERRED TO: Committee of the Whole

Proposal No. 722, 2003

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 858

ADOPTED 12/08/2003

2003 P.S.S.D.F.O. Index

1 SPONSORED BY: Councillors Dowden, Moriarty Adams

DIGEST: approves a transfer of \$1,891,324 in the 2003 Budget of the Department of Public Safety, Police Division (Police General and Consolidated County Funds) to fund staffing at the new Arrestee Processing Center

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 191, 2003

APPROVED BY MAYOR: 05/09/2003

JOURNAL PAGE: 222

ADOPTED 04/28/2003

2 SPONSORED BY: Councillor Boyd

DIGEST: adopts the annual budget of the Police Special Service District for 2004 appropriating \$125,276,616 and levying property taxes to fund such budget

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 462, 2003

APPROVED BY MAYOR: 09/28/2003

JOURNAL PAGE: 463

ADOPTED 09/15/2003

3 SPONSORED BY: Councillors Dowden, Moriarty Adams, Talley

DIGEST: approves a transfer totaling \$426,514 in the 2003 Budget of the Department of Public Safety, Police Division (Non-Lapsing Federal Grants Fund, Police General Fund, and Federal Grants Fund) to fund various projects (officer overtime for highway safety projects, customs overtime for airport drug security, PAL/Youth supplies, cultural and sporting events fees, Domestic Violence supplies, training, and computer equipment, Weed and Seed program supplies, training, equipment, a contractual research analyst, equipment, and South District terrorist training)

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 518, 2003

APPROVED BY MAYOR: 10/21/2003

JOURNAL PAGE: 705

ADOPTED 10/06/2003

4 SPONSORED BY: Councillors Dowden, Moriarty Adams, Talley

DIGEST: approves a transfer of \$78,000 in the 2003 Budget of the Department of Public Safety, Police Division (Police General Fund) to pay for additional supplies needed to support the Arrestee Processing Center operations

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 667, 2003

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 898

ADOPTED 12/08/2003

2003 F.S.S.D.F.O. Index

1 SPONSORED BY: Councillors Dowden, Moriarty Adams, Soards

DIGEST: approves an increase of \$740,000 in the 2003 Budget of the Department of Public Safety, Fire Division (Non-Lapsing Federal Grants Fund) to assist Indiana Task Force One in becoming a Weapons of Mass Destruction Urban, Search and Rescue Team, financed by a federal grant from FEMA (Federal Emergency Management Agency)

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 61, 2003

APPROVED BY MAYOR: 03/07/2003

JOURNAL PAGE: 91

ADOPTED 02/24/2003

2 SPONSORED BY: Councillors Dowden, Moriarty Adams

DIGEST: approves a transfer totaling \$38,890 in the Department of Public Safety, Fire Division Non-Lapsing Federal Grants Fund (amends F.S.S.D.F.O. No. 6, 2002) to fund a contract with Public Safety Medical Services to enhance existing wellness services it is currently providing to IFD

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 63, 2003

APPROVED BY MAYOR: 03/07/2003

JOURNAL PAGE: 92

ADOPTED 02/24/2003

3 SPONSORED BY: Councillors Dowden, Moriarty Adams

DIGEST: approves an increase of \$1,500 in the 2003 Budget of the Department of Public Safety, Fire Division (Non-Lapsing Federal Grants Fund) to support IFD Station #30's Permanent Fitting Stations program (a program to educate citizens on the proper installation and use of car seats), financed by a federal grant

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 62, 2003

APPROVED BY MAYOR: 03/07/2003

JOURNAL PAGE: 93

ADOPTED 02/24/2003

4 SPONSORED BY: Councillors Dowden, Moriarty Adams

DIGEST: approves an increase of \$64,246 in the 2003 Budget of the Department of Public Safety, Fire Division (Federal Grants Fund) to pay for costs incurred by FEMA'S (Federal Emergency Management Agency) Urban Search and Rescue Team Indiana Task Force One to aid in the Columbia Space Shuttle Disaster recovery, financed by a federal grant

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 189, 2003

APPROVED BY MAYOR: 05/09/2003

JOURNAL PAGE: 224

ADOPTED 04/28/2003

5 SPONSORED BY: Councillors Dowden, Moriarty Adams

DIGEST: approves an appropriation of \$2,772 in the 2003 Budget of the Department of Public Safety, Fire Division (Fire General Fund) to support the SAFE KIDS BUCKLE UP CSSIS (Child Safety Seat Inspection Station) program, financed by a grant (The grant is from a partnership with United Auto Workers, the General Motors Center for Human Resources-Health and Safety, and General Motors.)

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 190, 2003

APPROVED BY MAYOR: 05/09/2003

JOURNAL PAGE: 225

ADOPTED 04/28/2003

6 SPONSORED BY: Councillors Dowden, Moriarty Adams, Talley

DIGEST: approves a transfer of \$8,565 in the 2003 Budget of the Department of Public Safety, Fire Division (Non-Lapsing Federal Grants Fund) to purchase an educational robot to further the Survive Alive mission of fire safety education in schools, churches, youth serving agencies, and community events

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 265, 2003

APPROVED BY MAYOR: 06/13/2003

JOURNAL PAGE: 285

ADOPTED 06/02/2003

2003 F.S.S.D.F.O. Index

7 SPONSORED BY: Councillor Boyd

DIGEST: adopts the annual budget for the Fire Special Service District for 2004 appropriating \$85,792,951 and levying property taxes to fund such budget

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 463, 2003

APPROVED BY MAYOR: 09/28/2003

JOURNAL PAGE: 471

ADOPTED 09/15/2003

8 SPONSORED BY: Councillors Dowden, Moriarty Adams, Talley

DIGEST: approves an increase of \$128,507 in the 2003 Budget of the Department of Public Safety, Fire Division (Fire General Fund) to cover the purchase price of phase one of the Defibrillator replacement plan, financed by fund balances

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 628, 2003

APPROVED BY MAYOR: 11/26/2003

JOURNAL PAGE: 835

ADOPTED 11/17/2003

9 SPONSORED BY: Councillors Dowden, Moriarty Adams, Talley

DIGEST: approves a transfer of \$110,215 in the 2003 Budget of the Department of Public Safety, Fire Division (Non-Lapsing Federal Grants and Federal Grants Funds) to cover the salary and benefits of the Indiana Task Force One Coordinator, to purchase personal equipment and supplies, and to pay for architectural design and preparatory tasks in support of renovating the current storage/warehouse facility

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 629, 2003

APPROVED BY MAYOR: 11/26/2003

JOURNAL PAGE: 836

ADOPTED 11/17/2003

10 SPONSORED BY: Councillors Dowden, Moriarty Adams, Talley

DIGEST: approves a transfer of \$331,000 and an increase of \$383,000 in the 2003 Budget of the Department of Public Safety, Fire Division (Fire General Fund) to cover the unbudgeted portion of the sworn firefighter contractual pay increase as well as overtime expenses, financed by a transfer and fund balances

REFERRED TO: Public Safety and Criminal Justice Committee

Proposal No. 666, 2003

APPROVED BY MAYOR: 12/19/2003

JOURNAL PAGE: 899

ADOPTED 12/08/2003

2003 S.W.C.S.S.D.F.O. Index

1 SPONSORED BY: Councillors Dowden, Moriarty Adams, Bainbridge, Talley

DIGEST: approves a transfer of \$175,000 in the 2003 Budget of the Department of Public Safety, Police Division (Solid Waste Collection Service District Fund) to perform illegal dumping enforcement in Marion County, financed by a transfer from the Department of Public Works, Operations Division

REFERRED TO: Public Works Committee

Proposal No. 241, 2003

APPROVED BY MAYOR: 07/03/2003

JOURNAL PAGE: 326

ADOPTED 06/23/2003

2 SPONSORED BY: Councillor Boyd

DIGEST: adopts the annual budget for the Solid Waste Collection Special Service District for 2004 appropriating \$30,005,245 and levying property taxes to fund such budget

REFERRED TO: Public Works Committee

Proposal No. 464, 2003

APPROVED BY MAYOR: 09/28/2003

JOURNAL PAGE: 476

ADOPTED 09/15/2003









